

# JOURNAL OF THE SENATE

Monday, May 20, 1935

The Senate convened at 3:00 o'clock P. M., pursuant to adjournment on Saturday, May 18, 1935.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Saturday, May 18th, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Pensions & Claims, to whom was referred:

House Bill No. 891:

A bill to be entitled An Act to grant a pension to Mrs. Myrtle Roberta Quaille, of Tallahassee, Leon County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And House Bill No. 891, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Pensions & Claims, to whom was referred:

House Bill No. 960:

A bill to be entitled An Act relating to a pension for W. M. Varnes of Lake Butler, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And House Bill No. 960, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Pensions & Claims, to whom was referred:

House Bill No. 810:

A bill to be entitled An Act granting a pension to Geo. W. Durrance of Flagler County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And House Bill No. 810, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 17, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 786:

A bill to be entitled An Act for the relief of Otis M. Cobb, former county judge of Indian River County, Florida.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And Senate Bill No. 786 contained in the above report, was laid on the table.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 17, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Pensions and Claims, to whom was referred:

House Bill No. 282:

A bill to be entitled An Act providing for an allowance in the form of a pension of forty dollars (\$40.00) monthly to W. M. Holloway, and making an appropriation to take care of such an allowance or pension.

Have had the same under consideration, and report same without recommendation.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And House Bill No. 282, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 680:

A bill to be entitled An Act providing for the appointment and prescribing the duties, powers, and compensation of official court reporters in the several judicial circuits of this State, and for taxing fees as costs.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

S. L. HOLLAND,  
Chairman of Committee.

And Senate Bill No. 680, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 728:

A bill to be entitled An Act to amend Section 2853 of the Revised General Statutes of Florida, (Section 4550, Compiled General Laws of Florida) relating to lis pendens and the beginning, requirements and dissolution thereof, and also providing that notice of lis pendens heretofore filed shall have the effect of making all claims or interest which did not appear of record at the time of the filing of such notice of lis pendens, subject to said notice of lis pendens, unless such claim or interest shall be asserted by suit before the first day of January, 1936.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

S. L. HOLLAND,  
Chairman of Committee.

And Senate Bill No. 728, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 729:

A bill to be entitled An Act providing that whenever any judgment, decree, lis pendens, instrument of writing, paper or document shall be filed for record in the proper office, the same shall be deemed to be recorded from the time of such filing, and making such instruments heretofore filed effective as of the date of filing unless the validity thereof shall be attacked by suit on or before December 31, 1935.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

S. L. HOLLAND,  
Chairman of Committee.

And Senate Bill No. 729, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 747:

A bill to be entitled An Act relating to the adverse possession of lands, tenements and hereditaments, providing that no adverse possession thereof shall be sufficient to divest the title of the true and legal owner thereof as long as all taxes due and payable against the same shall have been paid, providing that payment of all taxes due and payable against lands, tenements and hereditaments before the expiration of the statutory period of adverse possession shall toll adverse possession thereof, and saving to any person in adverse possession his right to maintain betterment proceedings as provided for by law.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:

Add new section as follows:

"Section 4 (a): The provisions of this Act shall not apply to any lands now owned, or acquired within six months from the date of this Act becomes a law, by the State Road Department."

Very respectfully,

S. L. HOLLAND,  
Chairman of Committee.

And Senate Bill No. 747, contained in the above report, to-

gether with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Tervin, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "B", to whom was referred:

House Bill No. 351:

A bill to be entitled An Act authorizing the prosecuting attorney of the Circuit Court to file informations in term or in vacation without leave of court and empowering the Clerk of the Circuit Court to docket informations and to issue capias and any and all necessary process without leave or order of court.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And House Bill No. 351, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Smith, Chairman of the Committee on Miscellaneous submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Miscellaneous, to whom was referred:

Senate Bill No. 812:

A bill to be entitled An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9, 9-B, 14, 16, 18 and 21 of Chapter 14832, Laws of Florida, Acts of 1931, being An "Act to provide for a State Racing Commission; to prescribe its powers and duties, and to fix the compensation of its members; to provide for holding referendum and recall elections in any county to determine whether racing shall be permitted or continued therein; to provide for licensing and taxing such racing and apportioning the monies derived therefrom among the several counties of the State; to provide for and regulate the making of pari mutuel pools within the enclosure of licensed race tracks; providing certain penalties for the violation of this Act, and for other purposes relating thereto."

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. SLATER SMITH,  
Chairman of Committee.

And Senate Bill No. 812, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Shelley, Chairman of the Committee on Public Roads & Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Public Roads & Highways, to whom was referred:

House Bill No. 759:

A bill to be entitled An Act locating and defining the course of the Gulf Coast highway or State Road No. 10 from Panama City West to Pensacola; locating and defining State Road No. 53 and State Road No. 115, and prescribing the preferential system to which each is assigned.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

W. P. SHELLEY,  
Chairman of Committee.

And House Bill No. 759, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tervin, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "B", to whom was referred:

House Bill No. 381:  
A bill to be entitled An Act providing for the issuing of uniform commitments for all persons who may be convicted and sentenced to the State's Prison; authorizing the Commissioner of Agriculture, as official custodian of the State's prison, to design and furnish to the several clerks of the Courts such uniform commitments; and requiring such clerks to use same in the issuing of commitments for all persons so convicted and sentenced; and authorizing the Commissioner of Agriculture to expend funds therefor, and repealing all laws in conflict herewith.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:  
In lines 4 and 5, of title, strike out the words: "as official custodian of the State's prison."

Very respectfully,  
WALLACE TERVIN,  
Chairman of Committee.

And House Bill No. 381, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Tervin, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "B", to whom was referred:

House Bill No. 266:  
A bill to be entitled An Act to amend Section 5676 Compiled General Laws of Florida, same being Section 3803 of Revised General Statutes of the State of Florida, 1920, relating to married woman's acknowledgements.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
WALLACE TERVIN,  
Chairman of Committee.

And House Bill No. 266, contained in the above report, was laid on the table.

Senator Tervin, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Judiciary "B", to whom was referred:

House Bill No. 228:  
A bill to be entitled An Act relating to forthcoming bonds given in attachment proceedings and providing that plaintiff in such causes may have judgment against both the defendant and sureties on any such forthcoming bond, and providing for the issuance and service of execution.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
WALLACE TERVIN,  
Chairman of Committee.

And House Bill No. 228, contained in the above report, was laid on the table.

Senator Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 756:

A Joint Resolution proposing amendment to Section 23, Article III of the Constitution of the State of Florida relative to lotteries.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
J. TURNER BUTLER,  
Chairman of Committee.

And Senate Joint Resolution No. 756, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 746:  
A Joint Resolution proposing an amendment to Section 2 and to Section 4 of Article V of the Constitution of Florida relating to the Judiciary Department.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
J. TURNER BUTLER,  
Chairman of Committee.

And Senate Joint Resolution No. 746, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Sikes, Chairman of the Committee on Executive Communications, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
Your Committee on Executive Communications, to whom was referred:

House Bill No. 618:  
A bill to be entitled An Act to authorize the State Board of Accountancy to prosecute in the name of the State of Florida, on its own relation and by its own counsel suits in the nature of injunction or mandamus proceedings as the case may be by restraining any person from disobeying or commanding any person to obey any law, order, rule or regulation promulgated by said board relating to the practice of accountancy in the State of Florida under the provisions of Chapter 15637, Laws of Florida, 1931, and to provide the procedure to be followed in such cases and for appeals from such proceedings, and authorizing process for the enforcement of any judgment entered therein.

Also—  
House Bill No. 619:  
A bill to be entitled An Act to repeal Sections 28 and 30 of Chapter 15637 of the Laws of Florida, 1931, entitled: An Act creating the State Board of Accountancy of this State; providing for the appointment of the members of such board and fixing their term of office, prescribing the powers of such board and defining its duties; providing for the issuance of certificates to practice as certified public accountants to persons who shall comply with the terms of this Act; regulating the practice of public accounting in this State; defining what shall constitute the practice of public accounting; authorizing the State Board of Accountancy to prescribe rules and regulations and requiring such Board to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants and certified public accountants; prescribing penalties for violating the provisions of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
JAMES F. SIKES,  
Chairman of Committee.

And House Bills No. 618 and 619, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Sikes, Chairman of the Committee on Executive Communications, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Executive Communications, to whom was referred:

House Bill No. 620:

A bill to be entitled An Act to amend Sections 10 and 23 of Chapter 15637, Laws of Florida, 1931, entitled: "An Act, creating the State Board of Accountancy of this State; providing for the appointment of the members of such Board, fixing their term of office, prescribing the powers of such Board and defining its duties; providing for the issuance of certificates to practice as certified public accountants to persons who shall comply with the terms of this Act; regulating the practice of public accounting in this State; defining what shall constitute the practice of public accounting; authorizing the State Board of Accountancy to prescribe rules and regulations and requiring such Board to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants and certified public accountants; prescribing penalties for violating the provisions of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JAMES F. SIKES,  
Chairman of Committee.

And House Bill No. 620, contained in the above report, was placed on the Calendar of Bills on second reading.

#### REPORT OF ENROLLING COMMITTEE

Senator Parker, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 206:

A bill to be entitled An Act granting a pension to Mrs. Sallie S. Bardin of Clay County, Florida.

Also—

Senate Bill No. 212:

A bill to be entitled An Act granting a pension to Samuel Simons Savage, Sr., of Marion County, Florida.

Also—

Senate Bill No. 279:

A bill to be entitled An Act creating a pension to Mrs. Georgia Jackson of Alachua County, Florida. Widow of Lawrence W. Jackson.

Also—

Senate Bill No. 458:

A bill to be entitled An Act relating to the voluntary dissolution of Building and Loan Associations; providing for action by directors and stockholders; approval of the State Comptroller; Legal Notice of such action; and providing for appointment of liquidator under certain circumstances.

Also—

Senate Bill No. 657:

A bill to be entitled An Act providing for and prescribing certain additional powers, duties, and authority of the Florida Citrus Commission; providing for the application of other provisions of Law to rules and regulations promulgated under the provisions of this Act; providing the manner in which the provisions of this Act shall be construed.

Also—

Senate Bill No. 21:

A bill to be entitled An Act to protect the owners of registered Field Boxes, Crates, Receptacles or Containers used in the production, harvesting, transportation and selling of fruits and vegetables and their by-products; to provide for the registration of brands thereof, and defining certain offenses and remedies in connection with the unauthorized and unlawful

possession and use thereof; to provide against the obliteration, defacing, removing or changing of such registered brands; to provide and define the legal use of possession of such branded and registered field boxes, crates, containers or receptacles, and prescribing penalties for the violation of the provisions hereof.

Also—

Senate Bill No. 43:

A bill to be entitled An Act for the relief of Fred Harrison Gage.

Also—

Senate Bill No. 742:

A bill to be entitled An Act relating to the salaries of the judges of the Circuit Courts of Counties having a population of more than fifty thousand according to the latest Federal Census and having no Court of Record with a Civil Jurisdiction concurrent with the Circuit Court, and providing for a portion of such salaries to be paid from the General Revenue of such Counties.

Also—

Senate Bill No. 459:

A bill to be entitled An Act authorizing administrators, executors, guardians, trustees or other fiduciaries to invest trust funds in stock issued by Federal Savings and Loan Associations, and certain Florida Building and Loan Associations, and in bonds and debentures issued by the Federal Home Loan Bank and Home Owners Loan Corporation.

Also—

Senate Concurrent Resolution No. 14:

A Resolution asking the State Road Department, Federal Bureau of Public Roads and any other State and Federal Agencies to assist to Federalize State Road which connects with Federal Highway 241 between the Alabama and Florida line and Dothan, Alabama, and which runs south from said line through Graceville, Chipley, Southport, Lynnhaven and to Federal Highway No. 319 at Panama City.

Also—

Senate Bill No. 28:

A bill to be entitled An Act for the relief of Samuel F. Lusk and for his necessary and actual expenses incurred and paid by him because of serious bodily injuries sustained by him, both temporary and permanent, without any fault of his own, while serving in line of duty as a Citrus Fruit Inspector in the Department of Agriculture of the State of Florida.

Also—

Senate Bill No. 205:

A bill to be entitled An Act for the relief of Mrs. Rose Tyson, wife of Joseph Tyson, and providing appropriation to compensate her for the injury and death of her husband, Joseph Tyson, a former employee of the Florida State Road Department, who was fatally injured while operating a tractor cutting the grass along the State Highway, said tractor being operated by the said Joseph Tyson, an employee of the State Road Department.

Also—

Senate Bill No. 764:

A bill to be entitled An Act to permit the hunting of game birds in Suwannee County in due season without a license by residents of Suwannee County, and repealing all Laws and Parts of Laws in conflict therewith.

Also—

Senate Bill No. 796:

A bill to be entitled An Act providing for the disposition of surplus bond monies derived under Chapter 15659, Laws of Florida, Acts of 1931, which has been or may hereafter be apportioned to the credit of LaFayette County, Florida; and providing for the payment of such surplus funds by the Board of Administration to the Board of County Commissioners of LaFayette County, Florida; and providing that said Board of County Commissioners shall disburse said monies solely for the purpose of paying past due indebtedness of LaFayette County, Florida, heretofore made by the Board of Public Instruction of LaFayette County, Florida, before this Act becomes a Law; and providing for the Repeal of all Laws in conflict herewith; and providing when this Act shall take effect.

Also—

Senate Bill No. 504:

A bill to be entitled An Act establishing an archeological

survey of the State of Florida, to provide for the appointment of a state archeologist and to define his duties.

Also—

Senate Bill No. 297:

A bill to be entitled An Act to declare, designate and establish a certain State road in Leon County, Florida.

Also—

Senate Bill No. 735:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all counties in the State of Florida having a population of not less than 4,400 nor more than 5,100 according to the last Federal census.

Also—

Senate Bill No. 761:

A bill to be entitled An Act to amend Section 3 of Chapter 10859, Laws of Florida, Acts of 1925, the same being An Act to create and establish a juvenile court in and for Monroe County, Florida, to confer its power and define its jurisdiction to provide for the judge of said court and to define his or her powers and duties and to provide for the expenses of said court and compensation for said judge, by providing for the election of the judge of said court.

Also—

Senate Bill No. 765:

A bill to be entitled An Act to permit the fishing and taking of fish from the waters of the lakes of Suwannee County by the use of gigs and gill nets of two or three-inch mesh and not more than 100 yards long, and to prohibit the sale of such fish so caught, and providing punishment for a violation thereof, and repealing all laws in conflict therewith.

Also—

Senate Bill No. 770:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all Acts and Proceedings of Special Tax School District Number Six of Levy County, Florida; its Board of Public Instruction, their officers and agents relative to the election held within Special Tax School District Number Six on August 6, 1931, authorizing the issuance of, and the validation of Forty-five Thousand Dollars negotiable interest-bearing bonds of said Special Tax School District Number Six; and ratifying, confirming, validating, legalizing and authorizing the issuance of said bonds.

Also—

Senate Bill No. 461:

A bill to be entitled An Act providing for the conversion of building and loan associations into Federal savings and loan associations; prescribing the procedure therefor defining the results thereof; providing for the indebtedness of such association; defining the rights of dissenting shareholders; ratifying conversions heretofore made.

Also—

Senate Bill No. 714:

A bill to be entitled An Act prohibiting the owner or person having custody and control of live stock from permitting them to run at large in Gadsden County, Florida.

Also—

Senate Bill No. 734:

A bill to be entitled An Act relating to the Lake Worth Inlet District; a special taxing district of Palm Beach County, Florida, created and existing by virtue of chapter 7081, Laws of Florida, 1915, and Acts supplemental and amendatory thereto; amplifying, extending and construing certain powers granted by said Acts, in order to carry out and to better facilitate and promote the subject and purpose of said Acts; by changing the name of the said district, its Board of Commissioners thereof and providing for the administration thereof; authorizing the Board of Commissioners thereof to grant, convey and transfer to the United States of America certain lands, property, rights, easements, jetties, and other properties and facilities; authorizing the Board of Commissioners to comply with any requirements of the Federal government as a condition precedent to its adoption, improvement and maintenance of the Lake Worth Inlet, channel, turning basin and jetties in Palm Beach County, Florida, by the Federal government; authorizing the Board of Commissioners thereof to acquire lands, easements and other rights by gift, purchase or condemnation for the purpose of complying with any of the aforesaid requirements; to authorize the Board of Commission-

ers to acquire by purchase, condemnation, gift or otherwise, certain lands, easements and other rights and to own, maintain, construct and operate certain facilities for the use of shipping, transportation and extension of commerce of the State of Florida and said district; to authorize said Board of Commissioners under certain conditions to operate, control, improve and police certain waterways bordering partially or wholly within said district, and to do any act or take any steps toward the end of securing improvement and adoption of such waterways by the United States of America in the interest and extension of shipping and commerce; to provide for the transfer and delivery by the Comptroller and Treasurer of the State of Florida certain bonds held in trust for said district or Board of Commissioners thereof and provide for the cancellation thereof; to provide for the cancellation of certain bonds held by the said Board of Commissioners purchased from the proceeds of taxes levied for debt service and received in lieu of cash in the payment and redemption of taxes; to provide for the employment of a port manager, agent or superintendent and prescribing his duties and compensation; to provide for the refunding of the outstanding bonded indebtedness of said district and the creation of a sinking fund for the benefit of said bonds; and to provide for the levy of a special tax for the years 1935 and 1936 to further aid in the carrying out of all the purposes of this and the aforesaid Acts; and to provide circumstances under which this Act shall become a law and for the amendment and repeal of all Acts in conflict herewith.

Also—

Senate Bill No. 771:

A bill to be entitled An Act to provide for an election to determine whether the Duval County St. Johns River Bridge shall be from and after the first day of January, 1936, a free bridge and prescribing the qualifications of electors authorized to participate in said election; to prohibit the charging of any toll from and after January 1, 1936, in the event a majority of the electors participating in said election shall vote for a free bridge; if the bridge is voted free to authorize the Board of County Commissioners of Duval County to convey the said bridge to the State Road Department of the State of Florida on terms to be agreed upon between the said boards to be operated as a free bridge; to provide for the disposition of funds now in the hands of Duval County St. Johns River Bridge Bond Trustees; and conferring other powers upon the Board of County Commissioners of Duval County.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

F. P. PARKER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills and Concurrent Resolution contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Parker, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 549:

A bill to be entitled An Act to amend Section Four of Chapter 10063, Laws of Florida, Acts of 1925, being Section 2166, Compiled General Laws of Florida, entitled "An Act to authorize the Board of County Commissioners of Counties having a population of not less than one hundred and thirty thousand (130,000) according to the last preceding census whether same shall have been taken by the United States of America or the State of Florida, to enter into a contract with any attorney or attorneys at law resident in that county for the collection of delinquent taxes on personal property by suit or otherwise; and providing that suit may be brought in the name of the State of Florida for the collection of said taxes."

Also—

House Bill No. 1156:

A bill to be entitled An Act granting to the State Board of Administration of the State of Florida, power and authority to compromise or settle suits that have been or may be hereafter instituted against said Board of Administration of the State of Florida for the purpose of seeking payment of the principal or interest on defaulted County or Special Road and Bridge District Bonds, Coupons, or Refunding Bonds; where any of such bonds were issued in counties having a population of not less than six thousand five hundred nor more than seven thousand five hundred according to the Federal Census of the year A. D. 1930; and placing a maximum limitation on the amounts for which said suits may be compromised; providing for the use of funds derived from the proceeds of the tax on gasoline and other petroleum products in the control of said Board in effecting or making such compromises or settlements and repealing all laws in conflict herewith.

Also—

House Bill No. 1092:

A bill to be entitled An Act creating and establishing a Special District in Brevard County, Florida; defining the territory included therein; providing for its government and administration; defining the duties, privileges and liabilities of the governing authority; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein; and also authorizing the establishment, construction, maintenance and operation of docks, piers and power lines within said District; authorizing said District to borrow money and issue evidences of indebtedness; providing for the payment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways, docks, piers and power lines; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said District; authorizing the doing of all acts and things necessary incident and proper in the furtherance of the object aforesaid, and repealing all laws or parts of laws in conflict herewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

F. P. PARKER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Turner, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 649:

A bill to be entitled An Act legalizing the taking of certain fish with gigs, seines, nets or otherwise in the several counties in the State of Florida, having a population of not less than 29,700, and not more than 30,000 inhabitants, according to the last preceding Federal census.

Amendment No. 1:

In Section 1, lines 6 and 7 (typewritten bill), strike out the words: "Seines, nets or otherwise, at any time" and insert in lieu thereof the following: "except in closed season".

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 649, contained in the above report, was certified to the House of Representatives.

Senator Turner, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 624:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, Superintendent of Public Instruction and Clerks in all Counties of the State of Florida, having a population of not less than twenty thousand (20,000), nor more than twenty-three thousand (23,000), according to the last Federal Census and prescribing the time when this Act shall become a law so as to apply to all counties having a population of not less than twenty thousand (20,000), nor more than twenty-three thousand (23,000), according to the last Federal Census.

Amendment No. 1:

In Section 1, line 15 (typewritten bill) strike out the words: "three thousand dollars (\$3,000.00)," and insert in lieu thereof the following: "three thousand six hundred dollars (\$3,600.00)".

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 624, contained in the above report, was certified to the House of Representatives.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Parker, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 206:

A bill to be entitled An Act granting a pension to Mrs. Sallie S. Bardin of Clay County, Florida.

Also—

Senate Bill No. 212:

A bill to be entitled An Act granting a pension to Samuel Simons Savage, Sr., of Marion County, Florida.

Also—

Senate Bill No. 279:

A bill to be entitled An Act creating a pension to Mrs. Georgia Jackson of Alachua County, Florida, widow of Lawrence W. Jackson.

Also—

Senate Bill No. 458:

A bill to be entitled An Act relating to the voluntary dissolution of building and loan associations; providing for action by directors and stockholders; approval of the State Comptroller; legal notice of such action; and providing for appointment of liquidator under certain circumstances.

Also—

Senate Bill No. 657:

A bill to be entitled An Act providing for and prescribing certain additional powers, duties, and authority of the Florida Citrus Commission; providing for the application of other provisions of law to rules and regulations promulgated under the provisions of this Act; providing the manner in which the provisions of this Act shall be construed.

Also—

Senate Bill No. 21:

A bill to be entitled An Act to protect the owners of registered field boxes, crates, receptacles or containers used in the production, harvesting, transportation and selling of fruits and



vegetables and their by-products; to provide for the registration of brands thereof, and defining certain offenses and remedies in connection with the unauthorized and unlawful possession and use thereof; to provide against the obliteration, defacing, removing or changing of such registered brands; to provide and define the legal use of possession of such branded and registered field boxes, crates, containers or receptacles, and prescribing penalties for the violation of the provisions hereof.

Also—

Senate Bill No. 43:

A bill to be entitled An Act for the relief of Fred Harrison Gage.

Also—

Senate Bill No. 742:

A bill to be entitled An Act relating to the salaries of the judges of the circuit courts of counties having a population of more than fifty thousand according to the latest Federal census and having no court of record with a civil jurisdiction concurrent with the circuit court, and providing for a portion of such salaries to be paid from the general revenue of such counties.

Also—

Senate Bill No. 459:

A bill to be entitled An Act authorizing administrators, executors, guardians, trustees or other fiduciaries to invest trust funds in stock issued by Federal Savings and Loan Associations, and certain Florida Building and Loan Associations, and in bonds and debentures issued by the Federal Home Loan Bank and Home Owners Loan Corporation.

Also—

Senate Concurrent Resolution No. 14:

A Resolution asking the State Road Department, Federal Bureau of Public Roads and any other State and Federal Agencies to assist to Federalize State road which connects with Federal Highway 241 between the Alabama and Florida line and Dothan, Alabama, and which runs south from said line thru Graceville, Chipley, Southport, Lynnhaven and to Federal Highway No. 319 at Panama City.

Also—

Senate Bill No. 28:

A bill to be entitled An Act for the relief of Samuel F. Lusk and for his necessary and actual expenses incurred and paid by him because of serious bodily injuries sustained by him, both temporary and permanent, without any fault of his own, while serving in line of duty as a citrus fruit inspector in the Department of Agriculture of the State of Florida.

Also—

Senate Bill No. 205:

A bill to be entitled An Act for the relief of Mrs. Rose Tyson, wife of Joseph Tyson, and providing appropriation to compensate her for the injury and death of her husband, Joseph Tyson, a former employee of the Florida State Road Department, who was fatally injured while operating a tractor cutting the grass along the State Highway, said tractor being operated by the said Joseph Tyson, an employee of the State Road Department.

Also—

Senate Bill No. 764:

A bill to be entitled An Act to permit the hunting of game birds in Suwannee County in due season without a license by residents of Suwannee County, and repealing all laws and parts of laws in conflict therewith.

Also—

Senate Bill No. 796:

A bill to be entitled An Act providing for the disposition of surplus bond monies derived under Chapter 15659, Laws of Florida, Acts of 1931, which has been or may hereafter be apportioned to the credit of LaFayette County, Florida; and providing for the payment of such surplus funds by the Board of Administration to the Board of County Commissioners of LaFayette County, Florida; and providing that said Board of County Commissioners shall disburse said monies solely for the purpose of paying past due indebtedness of LaFayette County, Florida, heretofore made by the Board of Public Instruction of LaFayette County, Florida, before this Act becomes a law; and providing for the repeal of all laws in conflict herewith; and providing when this Act shall take effect.

Also—

Senate Bill No. 504:

A bill to be entitled An Act establishing an archeological survey of the State of Florida, to provide for the appointment of a State archeologist and to define his duties.

Also—

Senate Bill No. 297:

A bill to be entitled An Act to declare, designate and establish a certain State road in Leon County, Florida.

Also—

Senate Bill No. 735:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all counties in the State of Florida having a population of not less than 4,400 nor more than 5,100 according to the last Federal census.

Also—

Senate Bill No. 761:

A bill to be entitled An Act to amend Section 3 of Chapter 10859, Laws of Florida, Acts of 1925, the same being An Act to create and establish a juvenile court in and for Monroe County, Florida, to confer its power and define its jurisdiction, to provide for the judge of said court and to define his or her powers and duties and to provide for the expenses of said court and compensation for said judge, by providing for the election of the judge of said court.

Also—

Senate Bill No. 765:

A bill to be entitled An Act to permit the fishing and taking of fish from the waters of the lakes of Suwannee County by the use of gigs and gill nets of two or three inch mesh, and not more than 100 yards long, and to prohibit the sale of such fish so caught, and providing punishment for a violation thereof, and repealing all laws in conflict therewith.

Also—

Senate Bill No. 770:

A bill to be entitled An Act ratifying, confirming, validating, and legalizing all acts and proceedings of Special Tax School District Number Six of Levy County, Florida; its Board of Public Instruction, their officers and agents relative to the election held with Special Tax School District Number Six on August 6, 1931, authorizing the issuance of, and the validation of Forty-five Thousand Dollars negotiable interest-bearing bonds of said Special Tax School District Number Six; and ratifying, confirming, validating, legalizing and authorizing the issuance of said bonds.

Also—

Senate Bill No. 461:

A bill to be entitled An Act providing for the conversion of building and loan associations into Federal Savings and Loan Associations prescribing the procedure therefor; defining the results thereof; providing for the indebtedness of such associations; defining the rights of dissenting shareholders; ratifying conversions heretofore made.

Also—

Senate Bill No. 714:

A bill to be entitled An Act prohibiting the owner or person having custody and control of live stock from permitting them to run at large in Gadsden County, Florida.

Also—

Senate Bill No. 734:

A bill to be entitled An Act relating to the Lake Worth Inlet District, a special taxing district of Palm Beach County, Florida, created and existing by virtue of Chapter 7081, Laws of Florida, 1915, and acts supplemental and amendatory thereto; amplifying, extending and construing certain powers granted by said Acts, in order to carry out and to better facilitate and promote the subject and purpose of said Acts; by changing the name of the said district, its Board of Commissioners thereof and providing for the administration thereof; authorizing the Board of Commissioners thereof to grant, convey and transfer to the United States of America certain lands, property, rights, easements, jetties and other properties and facilities; authorizing the Board of Commissioners to comply with any requirements of the Federal government as a condition precedent to its adoption, improvement and maintenance of the Lake Worth Inlet, channel, turning basin and jetties in Palm Beach County, Florida, by the Federal govern-

ment; authorizing the Board of Commissioners thereof to acquire lands, easements and other rights by gift, purchase or condemnation for the purpose of complying with any of the aforesaid requirements; to authorize the Board of Commissioners to acquire by purchase, condemnation, gift or otherwise, certain lands, easements and other rights and to own, maintain, construct and operate certain facilities for the use of shipping, transportation and extension of commerce of the State of Florida and said district; to authorize said Board of Commissioners under certain conditions to operate, control, improve and police certain waterways bordering, partially or wholly within said district, and to do any act or take any steps toward the end of securing improvement and adoption of such waterways by the United States of America in the interest and extension of shipping and commerce; to provide for the transfer and delivery by the comptroller and treasurer of the State of Florida certain bonds held in trust for said district or Board of Commissioners thereof and provide for the cancellation thereof; to provide for the cancellation of certain bonds held by the said Board of Commissioners purchased from the proceeds of taxes levied for debt service and received in lieu of cash in the payment and redemption of taxes; to provide for the employment of a port manager, agent or superintendent and prescribing his duties and compensation; to provide for the refunding of the outstanding bonded indebtedness of said district and for the creation of a sinking fund for the benefit of said bonds; and to provide for the levy of a special tax for the years 1935 and 1936 to further aid in the carrying out of all the purposes of this and the aforesaid Acts; and to provide circumstances under which this Act shall become a law and for the amendment and repeal of all Acts in conflict herewith.

Also—

Senate Bill No. 771:

A bill to be entitled An Act to provide for an election to determine whether the Duval County St. Johns River Bridge shall be from and after the first day of January, 1936, a free bridge and prescribing the qualifications of electors authorized to participate in said election; to prohibit the charging of any toll from and after January 1, 1936, in the event a majority of the electors participating in said election shall vote for a free bridge; if the bridge is voted free to authorize the Board of County Commissioners of Duval County to convey the said bridge to the State Road Department of the State of Florida on terms to be agreed upon between the said boards to be operated as a free bridge; to provide for disposition of funds now in the hands of Duval County St. Johns River Bridge Bond Trustees; and conferring other powers upon the Board of County Commissioners of Duval County.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

F. P. PARKER,

Chairman of the Joint Committee on Enrolled  
on the Part of the Senate.

Senator Parker, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 549:

A bill to be entitled An Act to amend Section Four of Chapter 10063, Laws of Florida, Acts of 1925, being Section 2166, Compiled General Laws of Florida, entitled "An Act to authorize the Board of County Commissioners of counties having a population of not less than one hundred and thirty thousand (130,000) according to the last preceding census whether same shall have been taken by the United States of America or the State of Florida, to enter into a contract with any attorney or attorneys at law resident in that county for the collection of delinquent taxes on personal property by suit or otherwise; and providing that suit may be brought in the name of the State of Florida for the collection of said taxes."

Also—

House Bill No. 1156:

A bill to be entitled An Act granting to the State Board of

Administration of the State of Florida, power and authority to compromise or settle suits that have been or may be hereafter instituted against said Board of Administration of the State of Florida for the purpose of seeking payment of the principal or interest on defaulted county or Special Road and Bridge District bonds, coupons, or refunding bonds; where any of such bonds were issued in counties having a population of not less than six thousand five hundred nor more than seven thousand five hundred according to the Federal census of the year A. D. 1930; and placing a maximum limitation on the amounts for which said suits may be compromised; providing for the use of funds derived from the proceeds of the tax on gasoline and other petroleum products in the control of said board in effecting or making such compromises or settlements and repealing all laws in conflict herewith.

Also—

House Bill No. 1092:

A bill to be entitled An Act creating and establishing a special district in Brevard County, Florida: defining the territory included therein; providing for its government and administration; defining the duties, privileges and liabilities of the governing authority; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein; and also authorizing the establishment, construction, maintenance and operation of docks, piers and power lines within said district; authorizing said district to borrow money and issue evidences of indebtedness; providing for the payment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways, docks, piers and power lines; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; authorizing the doing of all acts and things necessary incident and proper in the furtherance of the object aforesaid, and repealing all Laws and parts of Laws in conflict herein.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

F. P. PARKER,

Chairman of the Joint Committee on Enrolled Bills  
on the Part of Senate.

By Senator Butler—

Senate Memorial No. 23:

TO THE PRESIDENT AND CONGRESS OF THE UNITED STATES:

WHEREAS, St. Johns Bluff on the St. Johns River in Duval County, Florida, was selected as a strategic location for fortifications by five different nations of the world; and

WHEREAS, The first battle between white races on North American soil was fought there, for the possession of the vast region then known as Florida (1565); and

WHEREAS, There the first colony of Protestants in North America was planted; the first Protestant women and children landed; and the first child born in that Faith; and

WHEREAS, Through the centuries following, St. Johns Bluff, the site of old Fort Caroline, continued to be the scene of varied national and international events of great importance, many of which are noted in general histories; and

WHEREAS, This historic site of national and international interest is in every way worthy of possession by the general Government for strategic and historical purposes; and

WHEREAS, There is pending in the Congress of the United States a bill designated as House Resolution 3416 and entitled An Act, "To establish the Fort Caroline National Monument in Duval County, Florida." The purpose of which is to create and designate Saint Johns Bluff as, "Fort Caroline National Monument," authorizing and directing the Secretary of the Interior to acquire, on behalf of the United States, this area of land comprising approximately one hundred eighteen acres, situated on the Saint Johns River, in Duval County, Florida: Now Therefore,

BE IT RESOLVED BY THE LEGISLATURE OF FLORIDA, That the Congress of the United States is hereby memorialized to enact the above entitled Bill into law.

BE IT FURTHER RESOLVED, That United States Senators Fletcher and Trammell, and Representatives Wilcox, Sears, Green, Peterson and Caldwell, are hereby urged to use their most vigorous efforts to bring about the saving of this first known landing place of the white race in the United States for future generations; Therefore,



BE IT FURTHER RESOLVED, That the Secretary of the State of Florida, is hereby directed to transmit a copy of this Memorial, under the Great Seal of State, to the President of the United States, to the President of the United States Senate, to the Speaker of the House of Representatives of Congress, to the Secretary of the Interior, and each member of the Florida delegation in Congress.

Which was read the first time in full.

Senator Butler asked unanimous consent of the Senate to take up and consider Senate Memorial No. 23 at this time.

Which was agreed to.

And Senate Memorial No. 23 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 23 was adopted.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Gomez—

Senate Joint Resolution No. 838:

A Joint Resolution proposing to amend Section 2 of Article III of the Constitution of the State of Florida relating to the Legislative Department.

#### BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Section 2 of Article III of the Constitution of the State of Florida, relating to the Legislative Department, be and the same is hereby amended and as amended is agreed to and shall be submitted to the electors of the State of Florida at the General Election of Representatives to be held in 1936 for approval or rejection. Said Section 2 of Article III, as amended, shall read as follows:

"Section 2. The regular sessions of the Legislature shall be held annually, commencing on the first Tuesday after the first Monday in April, A. D. 1937, and on the corresponding day of every year thereafter, but the Governor may convene the same in extra session by his proclamation. Special sessions convened by the Governor shall not exceed twenty days.

Regular sessions held in odd years, beginning with the year 1937, may extend only to seventy five days, at which sessions no legislative bills shall be considered or passed other than bills of a general nature.

Regular sessions held in even years, beginning with the year 1938, may extend only to twenty-five days, at which sessions no legislative bills shall be considered or passed other than bills of a special or local nature.

In regular sessions of the Legislature in odd years for the consideration and passage of bills of a general nature, bills shall be introduced and referred to committees only during the first twenty-five days, shall be considered during the next twenty-five days, and shall be passed or disposed of during the last twenty five days.

No law shall be passed as a general law unless the same applies to more than one individual or unit of a class."

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Futch—

Senate Bill No. 839:

A bill to be entitled An Act to amend Section 7, Chapter 16252, Acts of 1933, entitled "An Act to provide for the settlement of delinquent taxes on real estate in the State of Florida, and to further defer the enforcement of liens for such delinquent taxes, and for the assessment of lands upon or against which taxes are delinquent, and for the redemption of delinquent tax certificates with bonds" known as the Futch bill; so as to provide for the collection of principal and interest as they mature on the bonds taken in by the Clerk of the Circuit Court in redemption of tax sale certificates.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Pannill—

Senate Bill No. 840:

A bill to be entitled An Act to amend Section 1 of Chapter 16233, Acts of 1933, being "An Act to designate and establish a certain State road in the counties of Citrus and Hernando, Florida."

Which was read the first time by title only.

Senator Pannill asked unanimous consent of the Senate to take up and consider Senate Bill No. 840 at this time.

Which was agreed to.

Senator Pannill moved that the rules be waived and Senate Bill No. 840 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 840 was read the second time by title only.

Senator Pannill moved that the rules be further waived and Senate Bill No. 840 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 840 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Smith (29th)—

Senate Bill No. 841:

A bill to be entitled An Act to fix the salaries of the Members of the Boards of Public Instruction in counties in the State of Florida having a population of not less than Six Thousand Eight Hundred Fifty (6,850) and not more than Six Thousand Eight Hundred Seventy (6,870), according to the Federal census of 1930, and to authorize the payment of such salaries from the county school fund.

Which was read the first time by title only.

Senator Smith (29th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 841 at this time.

Which was agreed to.

Senator Smith (29th) moved that the rules be waived and Senate Bill No. 841 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 841 was read the second time by title only.

Senator Smith (29th) moved that the rules be further waived and Senate Bill No. 841 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 841 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shelley—

Senate Bill No. 842:

A bill to be entitled An Act to redesignate and re-establish State Road No. 175 as heretofore designated and established by Chapter 14997, Acts of 1931; and Chapter 16223, Acts of 1933.

Which was read the first time by title only.

Senator Shelley asked unanimous consent of the Senate to take up and consider Senate Bill No. 842 at this time.

Which was agreed to.

Senator Shelley moved that the rules be waived and Senate Bill No. 842 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 842 was read the second time by title only.

Senator Shelley moved that the rules be further waived and Senate Bill No. 842 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 842 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Tillman—

Senate Bill No. 843:

A bill to be entitled An Act relating to the Southwest Tampa Storm Sewer Drainage District, Hillsborough County, Florida, authorizing the Board of Supervisors of said district to issue refunding bonds, effectuate an extension or other adjustment of existing obligations, and to do any and all things that may be needful in refinancing with the Reconstruction Finance Corporation or other Governmental Agency of the United States Government the existing indebtedness.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 843 when it was introduced in the Senate:

#### NOTICE OF SPECIAL LEGISLATION

Notice is hereby given that there will be introduced at the regular session of the Legislature of the State of Florida, which will convene in April, 1935, an act affecting the Southwest Tampa Storm Sewer Drainage District in Hillsborough County, Florida, (formerly known as Interbay Drainage District), which act will contain provisions for the reorganization of the affairs of said district; the issuance of refunding bonds; the adjustment of drainage assessments to meet the requirements of the refunding bonds; the payment of the entire assessment against and release of any specific property, when so desired; a reduction of the maintenance tax; and other provisions which will render effective the purposes of said act.

Dated at Tampa, Florida, this the 6th day of March, A. D. 1935.

#### SOUTHWEST TAMPA STORM SEWER DRAINAGE DISTRICT.

By C. A. McKAY,

Chairman Board of Supervisors.

#### AFFIDAVIT OF PUBLICATION

##### STATE OF FLORIDA, COUNTY OF HILLSBOROUGH.

I, Ralph Nicholson, Gen. Mgr., of The Tampa Daily Times, a newspaper of general circulation, published in the City of Tampa, County of Hillsborough, State of Florida, do swear that said newspaper at the times of publication herein noted has been published continuously daily (except Sundays) and has been duly entered as second-class mail matter at the Post Office in Tampa, Hillsborough County, Florida, for a period of more than one year next preceding the date of the first insertion of such publication as herein noted; and I further swear that the notice, order or publication hereto attached in the cause of Notice of Special Legislation to be introduced at the April, 1935 convention of State of Fla. Legislature in re: the Southwest Tampa Storm Sewer Drainage District in Hillsborough County, Fla., (formerly known as Interbay Drainage District) was published in said Tampa Daily Times, on the following dates, to-wit: March 6th, 13th, 20th and 27th, 1935.

(Signed) RALPH NICHOLSON,

Sworn to and subscribed before me this 27th day of March, A. D. 1935.

AURORA McKAY,

Notary Public, State of Florida at large.

My Commission expires Sept. 6, 1937.

(SEAL)  
\$6.25.

Senator Tillman asked unanimous consent of the Senate to take up and consider Senate Bill No. 843 at this time.

Which was agreed to.

Senator Tillman moved that the rules be waived and Senate Bill No. 843 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 843 was read the second time by title only.

Senator Tillman moved that the rules be further waived

and Senate Bill No. 843 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 843 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Smith (14th), (By Request)—

Senate Bill No. 844:

A bill to be entitled An Act for the relief of Donald Tompkins of Columbia, County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

By Senator Butler—

Senate Bill No. 845:

A bill to be entitled An Act providing civil service for employees of cities having a population of more than one hundred thirty thousand according to the last preceding State census, which cities are hereby designated as belonging to Class "J."

Which was read the first time by title only.

Senator Butler asked unanimous consent of the Senate to take up and consider Senate Bill No. 845 at this time.

Which was agreed to.

Senator Butler moved that the rules be waived and Senate Bill No. 845 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 845 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 845 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 845 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McKenzie—

Senate Bill No. 846:

A bill to be entitled An Act providing for the revision, consolidation, compilation and publication of the General Laws of Florida; creating a commission with authority to effect such purpose; and making appropriations for the carrying out of the purpose of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C."

By the Committee on Education—

Senate Bill No. 847:

A bill to be entitled An Act to provide for the support and maintenance of public free schools, by raising of public revenue by a tax upon the privileges of engaging in certain occupations, and, by a tax upon certain business and commercial transactions and enterprises; to provide for the ascertainment, assessment, collection and distribution of such tax; to create a State Board of Administration; to provide that certain courts shall have jurisdiction to hear and determine causes incident to such taxes; to provide penalties for the violation of terms hereof; to appropriate from the general revenue funds of the State contingent amounts; and to repeal all laws in conflict herewith.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Beacham—  
Senate Bill No. 848:

A bill to be entitled An Act validating the creation and establishment of Special Road and Bridge District No. 5 in Palm Beach, County, Florida; validating an election held in said district on the 13th day of June, 1916 and all notices and proceedings with respect to the organization and establishment of said district; defining and extending the territory included therein; creating said district a body politic and corporate and taxing district; providing for its government and administration and defining its powers and duties; authorizing the establishment, construction, maintenance and operation of a toll bridge or toll bridges or other bridge or bridges, over the navigable waters or other waters, rivers and streams within or partially within said district, together with the necessary approaches thereto; authorizing the reconstruction, rebuilding and repairing of such roads and bridges constructed and built with the proceeds of bonds issued by said district or otherwise; authorizing the district to fix and collect tolls for the use of such bridges; authorizing the issuance and sale by the district of bonds or other obligations to finance or aid in financing the construction of such roads and other obligations and the interest thereon out of ad valorem taxes and/or tolls and charges for the use of such bridges and/or by the leasing of such toll bridges to the State Road Department, or by any one or more of the foregoing; and empowering said district to lease such toll bridges to the State Road Department of Florida.

The following proof of publication was attached to Senate Bill No. 848 when it was introduced in the Senate:

STATE OF FLORIDA )  
COUNTY OF PALM BEACH ) SS

Before the undersigned authority personally appeared Don Morris, who on oath does solemnly swear that he is General Manager of the Palm Beach Times, a newspaper published in Palm Beach County, Florida; that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the ratification and confirmation of the establishment of Special Road and Bridge District No. 5 in the County of Palm Beach, State of Florida, reestablishing said District and authorizing said District to build, construct, operate and maintain toll bridges and other bridges, and further authorizing the borrowing of money for such construction, maintenance and operation, has been published at least thirty (30) days prior to this date, in the issue of April 9th, 1935, of the Palm Beach Times, a newspaper published in Palm Beach County, Florida; that a copy of the notice that has been published, as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

DON MORRIS

Sworn to and subscribed before me this 16th day of May, A. D. 1935.

FREDA McEWEN

Notary Public State of Florida at Large.  
My commission expires Dec. 31, 1935.  
(SEAL)

NOTICE

Notice is hereby given that application will be made to the present, or 1935, session of the Legislature of the State of Florida, for the passage of a local law, which is in substance as follows:

"AN ACT"

AN ACT ratifying and confirming the establishment of Special Road and Bridge District No. 5, in the County of Palm Beach, State of Florida, and re-establishing said District; authorizing the said Special Road and Bridge District to build, construct, operate and maintain a toll bridge or toll bridges, or other bridge or bridges, over the navigable waters or other waters, rivers or streams within or partially within said District, together with the necessary approaches thereto; to reconstruct, rebuild and repair roads, bridges and approaches thereto heretofore constructed and built with proceeds of bonds issued by said District; authorizing the borrowing of money for the construction, maintenance and operation and for the reconstruction and repair of said bridge or bridges and the approaches thereto, and the issuance of bonds or other obligations in evidence of the same, and providing for the revenue for the payment thereof; and empowering the State

Road Department to lease from said Special Road and Bridge District, said bridge or bridges and the approaches thereto.

This notice has been ordered published by the Board of County Commissioners of Palm Beach County, in The Palm Beach Times one time at least thirty days before the introduction of the proposed law into the Legislature.

A. A. POSTON,  
Chairman Board of County Commissioners,  
Palm Beach County.

A. L. RANKIN,  
County Attorney, Palm Beach County, Florida.  
Pub. April 9, 1935.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 848 at this time.  
Which was agreed to.

Senator Beacham moved that the rules be waived and Senate Bill No. 848 be read the second time by title only.  
Which was agreed to by a two-thirds vote.  
And Senate Bill No. 848 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 848 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.  
And Senate Bill No. 848 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

Senator Bill No. 849:

A bill to be entitled An Act relating to cities and towns and providing that certain districts with taxing power may be consolidated with cities and towns when their boundaries coincide, or approximately coincide, and the personnel of the governing body of the district is the same as the personnel of the governing body of such city or town, and outlining the procedure for such consolidation, and defining the powers and duties of such town or city after such consolidation and merger, and providing for the issuance of refunding bonds to refund any outstanding bonds of such district or town or city, or of a previous town or city of which such town or city consolidating with a district is successor, and declaring the status of such refunding bonds when issued.

Which was read the first time by title only.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 849 at this time.  
Which was agreed to.

Senator Beacham moved that the rules be waived and Senate Bill No. 849 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 849 was read the second time by title only.

Senator Butler offered the following amendment to Senate Bill No. 849:

In Section 6 at end of Section add the following:

Provided, however, that nothing herein contained shall be construed to repeal any of the provisions of Senate Bill No. 639 adopted at this 1935 Session of the Legislature.

Senator Butler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and Senate Bill No. 849, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 849, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

By Senator Beacham—

Senator Bill No. 850:

A bill to be entitled An Act to designate and establish a certain road in Palm Beach County as a State road.

Which was read the first time by title only.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 850 at this time.

Which was agreed to.

Senator Beacham moved that the rules be waived and Senate Bill No. 850 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 850 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 850 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 850 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Appropriations—

Senate Bill No. 851:

A bill to be entitled An Act making appropriations for the salaries of officers and employees of the State and for the current operating expenses of the departments and branches of the State Government for the annual periods beginning July 1, 1935 and July 1, 1936.

Which was read the first time by title only and placed on the Calendar of Bills without reference.

Senator Futch moved that two hundred and fifty (250) copies of Senate Bill No. 851 be printed.

Which was agreed to and it was so ordered.

By Senator Futch—

Senate Bill No. 852:

A bill to be entitled An Act making appropriation of the sum of Three Thousand (\$3,000) Dollars to cover a deficit occurring in the biennium ending June 30, 1935, of the Florida Industrial School for Girls, for salaries and necessary and regular expense.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Futch—

Senate Bill No. 853:

A bill to be entitled An Act authorizing the Boards of County Commissioners to purchase, lease, establish, construct, equip, maintain and operate airports or landing fields, within the limits of said counties; giving the right of condemnation to the Boards of County Commissioners; to acquire the property necessary therefor; to authorize the issuance of county bonds therefor and for other purposes.

Which was read the first time by title only and referred to the Committee on County Organizations.

By Senator Gomez—

Senate Bill No. 854:

A bill to be entitled An Act providing for the retirement of employees and officials of the City of Key West, and providing for the payment of a monthly compensation after such retirement; providing that all such employees or officials who have had twenty or more years active and continuous service

may retire and become inactive with a fifty per cent monthly salary, also members or officials who have had fifteen or more years active and continuous service may retire and become inactive with a monthly salary of forty per cent; provided that all such employees or officials who have had fifteen or more years of active but not continuous service may retire and become inactive with a monthly salary of twenty-five per cent; providing that all such employees or officials who have had ten years active but not continuous service may retire and shall receive fifteen per cent monthly salary; providing that this salary shall be paid out of the general revenue fund; providing that this Act shall not apply to employees or officials who are now receiving pension or compensation.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 854 when it was introduced in the Senate:

#### STATE OF FLORIDA, COUNTY OF MONROE.

Before me the undersigned authority personally appeared L. P. Artman, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of the contemplated law or the proposed bill relating to the providing for the retirement of employees and officials for the City of Key West, and providing for the payment of a monthly compensation after such retirement has been published at least thirty days prior to this date, by being printed in the issue of April 12, 1935, of the Key West Citizen, a newspaper published in Monroe County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of notice so attached is by reference made part of this affidavit.

L. P. ARTMAN.

Sworn to and subscribed before me this 13th day of May, A. D. 1935.

JENNIE B. DE BOER,

(SEAL) Notary Public. My commission expires Dec. 9, 1936.

#### NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL LEGISLATION

Notice is hereby given to the citizens of the city of Key West, County of Monroe, and the State of Florida, of intention to apply to the legislature of the State of Florida at its 1935 session for the passage of a special or local law, the substance of which is as follows:

"To provide for the retirement of employees and officials of the City of Key West, and providing for the payment of a monthly compensation after such retirement."

Said contemplated law will be introduced in the legislature as proposed bill under the following title: A bill to be entitled An Act providing for the retirement of employees and officials of the City of Key West, and providing for the payment of a monthly compensation after such retirement; providing that all such employees or officials who have had twenty or more years active and continuous service may retire and become inactive with a fifty per cent monthly salary; providing also that all members or officials who have had fifteen or more years active and continuous service may retire and become inactive with a monthly salary of forty percent; providing that all such employees or officials who have had fifteen or more years of active but not continuous service may retire and become inactive with a monthly salary of twenty-five per cent; providing that all such employees or officials who have had ten years active but not continuous service may retire and shall receive fifteen per cent monthly salary; providing that this salary shall be paid out of the general revenue fund; providing that this act shall not apply to employees or officials who are now receiving pension or compensation.

And apply for the passage thereof.

Dated April 11, A. D. 1935.

Apr 12-1t

ARTHUR GOMEZ.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 854 at this time.

Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 854 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 854 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 854 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 854 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Tillman—

Senate Bill No. 855:

A bill to be entitled An Act to amend an Act of the Legislature of the State of Florida known as Chapter 16462, Acts of 1933, providing for the incorporation of certain lands in Hillsborough County, into a Special Sanitary District known as Suburbs Beautiful Special Sanitary District, a municipal corporation, and other purposes, by adding thereto certain Sections giving and granting to said district power and authority to contract for, provide, install or cause to be installed, water mains, pipes, hydrants and systems for the purpose of providing fire protection for property in said district, and to contract for the furnishing of water supply and fire protection for such property, and to assess the lands in said district for the costs thereof, which said assessments shall constitute special assessments for benefits and be liens upon said lands prior in dignity to all other liens except taxes and special assessments, and to provide for the time and manner of such assessments and the payment thereof, and to authorize said district to enter into a contract with the City of Tampa, a municipal corporation, in Hillsborough County, Florida, for the installation of such water mains, pipes, hydrants and systems, and to furnish such water supply and fire protection and to validate the assessments of 1933 and 1934 made by said district against lands therein, and to provide for the health, comfort and welfare of the residents of said district by prohibiting the keeping and maintenance of fowls and certain animals therein.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 855 when it was introduced in the Senate:

STATE OF FLORIDA,  
COUNTY OF HILLSBOROUGH.

Before the undersigned authority personally appeared Maynard Ramsey, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of the contemplated law or proposed bill relating to an amendment of Chapter 16462, Laws of Florida, 1933, incorporating Suburbs Beautiful Special Sanitary District, and validating assessments made by said district known as the 1933 and 1934 assessments, which said amendment is for the purpose of authorizing the district to contract for, provide, install or cause to be installed water supply, water mains, pipes, hydrants and systems for the purpose of providing fire protection for property in the district and to contract for the furnishing of fire protection and to assess the property in the district for the costs of such water system and the furnishing of such fire protection, said assessments to become liens upon the lands and lots in the district prior in dignity to all other liens except taxes and special assessments, and to bear interest until paid, has been published at least thirty (30) days prior to this date by being printed in the issues of March 25th, April 1st, 8th, 15th and 22nd, 1935 of the Tampa Daily Times, a newspaper published in Hillsborough County, Florida; that a copy of the notice that has been published as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

MAYNARD RAMSEY.

Sworn to and subscribed before me this May 15th, 1935.

(SEAL)

S. P. CONKLIN,  
Notary Public State of Florida.  
My Commission expires 1-18-36.

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA )  
COUNTY OF HILLSBOROUGH ) SS

I, Ralph Nicholson, Gen. Mgr. of the Tampa Daily Times, a newspaper of general circulation, published in the City of Tampa, County of Hillsborough, State of Florida, do swear that said newspaper at the times of publication herein noted has been published continuously daily (except Sundays) and has been duly entered as second-class mail matter at the Post Office in Tampa, Hillsborough County, Florida, for a period of more than one year next preceding the date of the first insertion of such publication as herein noted; and I further swear that the notice, order or publication hereto attached in the cause of Notice of Application for a local law affecting Suburbs Beautiful Special Sanitary District was published in said Tampa Daily Times, on the following dates, to wit: March 25th, 1935 and April 1st, 8th, 15th, and 22nd, 1935.

(Signed) RALPH NICHOLSON.

Sworn to and subscribed before me this 22nd day of April, A. D. 1935.

AURORA MCKAY,

Notary Public.

Notary Public, State of Florida at Large.

My Commission expires Sept. 6, 1937.

\$7.50

(SEAL)

LEGAL NOTICES

NOTICE is hereby given that application will be made to the Legislature of the State of Florida at its regular 1935 session to amend Ch. 16462 Laws of 1932, incorporating Suburbs Beautiful Special Sanitary District, and to validate the assessments made by said District, known as the 1933 and 1934 assessments. The Amendment which will be applied for will be in substance to authorize the District to contract for, provide, install or cause to be installed water supply, water mains, pipes, hydrants and systems for the purpose of providing fire protection for property in the District, and to contract for the furnishing of fire protection, and to assess the property in the District for the cost of such water system and the furnishing of such fire protection, said assessments to become liens upon the lands and lots in the District prior in dignity to all other liens except taxes and special assessments, and to bear interest until paid.

SUBURB BEAUTIFUL SPECIAL  
SANITARY DISTRICT.

By L. G. HUDGINS, Chairman.

Senator Tillman asked unanimous consent of the Senate to take up and consider Senate Bill No. 855 at this time.

Which was agreed to.

Senator Tillman moved that the rules be waived and Senate Bill No. 855 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 855 was read the second time by title only.

Senator Tillman moved that the rules be further waived and Senate Bill No. 855 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 855 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tillman asked unanimous consent of the Senate to take up and consider Senate Bill No. 790 out of its order at this time.

Which was agreed to.

Senate Bill No. 790:

A bill to be entitled An Act requiring all members of election boards in all the cities and towns of the State of Florida, whether under the provisions of General Law or Special Charter, and whose members are not elected by the people, to be



elected by the people; and providing the method and mode of election; and providing for the terms of office of said members of said election boards.

Was taken up and read the second time in full.

Senator Tillman offered the following amendment to Senate Bill No. 790:

In Section 1, line 2, (typewritten bill) after the word "the" and before the word "election" insert "general, primary and special."

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 3, (typewritten bill), After the word "towns" strike out the comma.

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 4, (typewritten bill) after the word "where" and before the word "under," insert a comma.

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 6, (typewritten bill) strike out the word "election" and insert in lieu thereof the following: "selection."

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 6, (typewritten bill), after the word "provided" insert a comma.

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 7 (typewritten bill), after the word "general" insert the words "or primary."

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 1, line 11 (typewritten bill), strike out the words: "the next regular election to be held in said cities and towns" and insert in lieu thereof the following: "the passage and approval of this Act".

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

In Section 2 (typewritten bill), strike out the entire Section and insert in lieu thereof the following: "Section 2. All members of Boards of Elections in the cities and towns in the State of Florida shall be elected by the qualified electors thereof and the terms of office of the members of said Election Boards shall be for the period as hereafter fixed. The governing body of each city and town in the State of Florida, where under any law whatsoever elections are now controlled and held under the supervision of an election board, shall make provision for the nomination and election at each regular municipal primary and general election to be held in said cities and towns for the election of the members of such board as now constituted, the majority of whom shall be elected for a period of four years and the remainder of whom shall be elected for a period of two years. When the term of office of those elected for a period of two years shall have expired, their successors shall be chosen and their term of office shall be for a period of four years so that a majority of the members of said election board shall be elected at one election and the remainder shall be elected at the next election so that the term of office of each member shall be four years."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 790:

At end of Section 5 (typewritten bill), add:

"Nothing herein contained shall apply to any municipality created under and pursuant to Section 9, Article 8 of the Constitution of the State of Florida adopted at the General Election of the year 1934."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman moved that the rules be waived and Senate Bill No. 790, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 790, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Shivers moved that the Senate do now reconsider the vote by which the Senate passed House Bill No. 524 on May 18, 1935.

Which was agreed to and the Senate reconsidered the vote by which House Bill No. 524 passed the Senate on May 18, 1935.

House Bill No. 524:

A bill to be entitled An Act to prescribe the commissions and fix the compensation of the County Assessors and Collectors of taxes in the several Counties of the State of Florida having a population of not less than seven thousand two hundred and ninety-eight and of not more than seven thousand three hundred and twenty-five, according to the last preceding State or Federal Census.

By unanimous consent Senator Shivers offered the following amendment to House Bill No. 524:

In Section 1, paragraph (a), last line (typewritten bill) strike out the figure "\$1800.00" and insert in lieu thereof the following: "\$1500.00."

Senator Shivers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shivers also offered the following amendment to House Bill No. 524:

In Section 2, line 7, (typewritten bill) strike out the figure "\$1800.00", and insert in lieu thereof the following: "\$1500.00."

Senator Shivers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shivers also offered the following amendment to House Bill No. 524:

In Section 2, last line, (typewritten bill) strike out the figure "\$1800.00", and insert in lieu thereof the following: "\$1500.00."

Senator Shivers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of House Bill No. 524 as amended.

Upon the passage of the bill, as amended, the roll was called and the vote was.

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tillman asked unanimous consent of the Senate



to take up and consider Senate Bill No. 748 out of its order at this time.

Which was agreed to.

Senate Bill No. 748:

A bill to be entitled An Act directing cancellation of taxes on property used by the Federal Emergency Relief Administration in Hillsborough County, State of Florida.

Was taken up and read the second time in full.

Senator Tillman moved that the rules be waived and Senate Bill No. 748 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 748 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tillman asked unanimous consent of the Senate to take up and consider Senate Bill No. 777 out of its order at this time.

Which was agreed to.

Senate Bill No. 777:

A bill to be entitled An Act providing for an election board in all counties of the State having a population of more than 150000 persons according to the last preceding State or Federal census; prescribing the personnel and compensation of said board; prescribing the duties, powers and authority of said board.

Was taken up and read the third time in full.

By unanimous consent Senator Tillman offered the following amendment to Senate Bill No. 777:

In Section 2, line 4 (typewritten bill) strike out the words: "the Chairman of the Board of Public Instruction" and insert in lieu thereof the following: "the Supervisor of Registration"

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

The following messages from the Governor were received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 20th, 1935

Honorable W. C. Hodges,  
President of the Senate,  
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today caused the following Acts which originated in your Honorable Body, to be filed in the office of the Secretary of State, the same having remained in this office for the full Constitutional period of five days and will become laws without my approval:

Senate Bill No. 34: Relating to Pension.  
Senate Bill No. 213: Relating to Pension.  
Senate Bill No. 215: Relating to Pension.  
Senate Bill No. 226: Relating to Pension.  
Senate Bill No. 244: Relating to Pension.  
Senate Bill No. 498: Relating to Judges County Courts.  
Senate Bill No. 599: Relating to St. Augustine.

Respectfully yours,

DAVE SHOLTZ,  
Governor.

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 20th, 1935

Honorable W. C. Hodges,  
President of the Senate,  
Tallahassee, Florida.

Sir:

I have the honor to inform you that on May 17th, A. D. 1935, I approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 182: Relating to State Road.  
Senate Bill No. 356: Relating to State Roads.  
Senate Bill No. 455: Relating to West Palm Beach.

Respectfully yours,

DAVE SHOLTZ,  
Governor.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from House Amendment No. 4 to—

Senate Bill No. 19:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of grapefruit produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such grapefruit; to levy and impose an excise tax on grapefruit produced in Florida and to provide for the collection thereof; to create a grapefruit advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Which House Amendment No. 4 reads as follows:

In Section 10 add at end of Section:

"Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida, which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of Florida for not less than one year prior to the enactment of this Act."

And respectfully requests the appointment of a conference committee from the Senate to meet with a like committee on the part of the House to adjust the differences existing between the two bodies on House Amendment No. 4 to Senate Bill No. 19.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

Senator Holland moved that the request of the House of Representatives, as contained in the foregoing message, be granted and that a conference committee be appointed on the part of the Senate.

Which was agreed to.

And the President appointed Senators Parrish, Nordman and Holland as the committee on the part of the Senate.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from House Amendment No. 1 and House Amendment No. 7 to—

Senate Bill No. 16:

A bill to be entitled An Act to stabilize and protect the cit-

rus industry of the State of Florida and to promote the general welfare of such industry and of the State of Florida; to create a State Citrus Commission of the State of Florida to be known as "Florida Citrus Commission"; to provide for the appointment and payment of expenses of the members of such commission and to prescribe the power, duties and functions of such commission and the qualifications and terms of office of members thereof; to create seven citrus districts to be numbered one to seven; to provide for the adoption by said commission of rules, regulations and orders necessary and proper for an effective administration and enforcement of this Act; to protect and enhance the reputation of Florida citrus fruit in domestic and foreign markets; to regulate the inspection, grading and marking of citrus fruit; to prohibit the shipping of citrus fruit in violation of this Act; to prescribe the powers and duties of the Commissioner of Agriculture of the State of Florida in the enforcement of this Act; to provide for judicial review of protests made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide for the levy and collection of assessments and the disbursement thereof; to provide for inspection and inspection services; and to provide penalties for violations of the provisions of this Act and any rule, regulation or order promulgated thereunder.

Which amendments read as follows:

**Amendment No. 1:**

In Section 3, line 13, strike out the word "four" and insert in lieu thereof the following: "six."

**Amendment No. 7:**

Add Section 26 to read as follows:

"Section 26. No member of any Legislature shall be appointed on said Commission or otherwise be employed by said Commission, during the time for which said member of the Legislature was elected to serve, nor shall any member of the Legislature make himself eligible for employment by resigning from the Legislature."

And respectfully requests the appointment of a conference committee from the Senate to meet with a like committee on the part of the House to adjust the differences existing between the two bodies on House Amendments Nos. 1 and 7 to Senate Bill No. 16.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

Senator Holland moved that the request of the House of Representatives, as contained in the foregoing message, be granted and that a conference committee be appointed on the part of the Senate.

Which was agreed to.

And the President appointed Senators Parrish, Nordman and Holland as the committee on the part of the Senate.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from its amendments to—

**Senate Bill No. 17:**

A bill to be entitled An Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt or delivery for transportation or market of any citrus fruit that is immature or otherwise unfit for human consumption; to provide for the enforcement thereof; and to provide penalties for the violation thereof.

Which Amendments read as follows:

**Amendment No. 1:**

In Section 2, line 4, strike out the words 1st day of December and insert in lieu thereof the following: "15th day of December"

**Amendment No. 2:**

In Section 2, line 24, strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

**Amendment No. 3:**

In Section 8, line 12, strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

**Amendment No. 4:**

In Section 9, line 2, strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

**Amendment No. 5:**

In Section 10, line 4, strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

**Amendment No. 6:**

In Section 10, line 10, strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

And respectfully requests the appointment of a conference committee from the Senate to meet with a like committee on the part of the House to adjust the differences existing between the two bodies on House amendments to Senate Bill No. 17.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

Senator Holland moved that the request of the House of Representatives, as contained in the foregoing message, be granted and that a Conference Committee be appointed on the part of the Senate.

Which was agreed to.

And the President appointed Senators Parrish, Nordman and Holland as the committee on the part of the Senate.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from House Amendment No. 3 to—

**Senate Bill No. 18:**

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of oranges produced in Florida through the conducting of a publicity advertising and sales promotion campaign to increase the consumption of such oranges; to levy and impose an excise tax on oranges produced in Florida and to provide for the collection thereof; to create an orange advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Which Amendment No. 3 reads as follows:

**Amendment No. 3:**

At the end of Section 10, add:

"Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida, which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of Florida for one year prior to the enactment of this Act."

And respectfully request the appointment of a conference committee from the Senate to meet with a like committee on the part of the House to adjust the differences existing between the two Bodies on House Amendment No. 3 to Senate Bill No. 18.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

Senator Holland moved that the request of the House of Representatives, as contained in the foregoing message, be granted and that a Conference Committee be appointed on the part of the Senate.

Which was agreed to.

And the President appointed Senators Parrish, Nordman and Holland as the committee on the part of the Senate.

Also—

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to recede from House amendment No. 3 to—

## Senate Bill No. 20:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of tangerines produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such tangerines; to levy and impose an excise tax on tangerines produced in Florida and to provide for the collection thereof; to create a tangerine advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violation of this Act.

Which House amendment No. 3 reads as follows:

In Section 10, at end of Section add: "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida, which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of Florida for not less than one year prior to the enactment of this Act."

And respectfully requests the appointment of a conference committee from the Senate to meet with a like committee on the part of the House to adjust the differences existing between the two bodies on House Amendment No. 3 to Senate Bill No. 20.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

Senator Holland moved that the request of the House of Representatives, as contained in the foregoing message, be granted and that a Conference Committee be appointed on the part of the Senate.

Which was agreed to.

And the President appointed Senators Parrish, Nordman and Holland as the committee on the part of the Senate.

Also—

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate for a conference committee and the Speaker of the House of Representatives has appointed Messrs. Frost, Kelly of Pinellas and Godwin as the committee on the part of the House to meet with a like committee from the Senate to adjust the differences existing between the two bodies on Senate amendments to—

## Temperance Committee Substitute for House Bill No. 496:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages.

Which amendments read as follows:

## Amendment No. 1:

Pages 2 and 3, strike beginning with the word "before" in line 27 of page 2 through and including the word "license" in line 5, page 3, being a portion of Section 1.

And insert in lieu thereof the following:

"In order to permit a licensee, whose license shall be revoked, an opportunity to apply to the Courts for relief, no revocation of license by the Director shall become effective until ten days after such revocation but shall then become effective unless prevented by judicial action. If within said ten day period a licensee whose license has been so revoked shall apply to the Circuit Court or any Judge thereof the county wherein such licensee is licensed to do business under this Act

by mandamus or injunctive proceedings or otherwise to test the validity of such revocation, it shall be the duty of such Court or the Judge thereof to act immediately in the disposition of such proceeding and to make such orders as to return days, time of filing pleadings and time for hearings on law or facts as may be necessary to a prompt determination of the validity of such revocation. If such proceeding be begun after such ten day period has elapsed it shall be heard according to the general law as it shall exist at the time of such proceeding."

## Amendment No. 2:

Page 10, Sub-section VII, Section 5, line 48, after the word "of" insert the following: "over."

## Amendment No. 3:

Page 11, lines 1, 2, 3 and 4, being Sub-section VII½, strike said Sub-section and insert in lieu thereof the following:

"VII½. Vendors operating places of business where consumption on the premises is permitted in counties having a population of 10,000 or less, according to the latest State or Federal census \$200.00."

## Amendment No. 4:

On page 11, line 24, being a portion of Sub-section VIII of Section 5, strike out "\$100.00" and insert in lieu thereof the following: "\$500.00."

## Amendment No. 5:

Page 13, line 16, being a portion of Sub-section IX of Section 5, strike the sentence beginning with the word "provided" in line 16, and ending with the word "hereunder" in line 21.

## Amendment No. 6:

Sub-section X, line 18, page 14, between the words "bears" and "The" insert the following:

"Provided, however, that any such golf club operated by or on behalf of any city, town or municipality in this State, need not have been, or need not be, in continuous active existence or operation for any required period of time prior to an application for license hereunder."

## Amendment No. 7:

Page 15, between lines 29 and 30 insert the following:  
"XI. Caterers at horse and dog racing plants may obtain licenses upon the payment of an annual State license tax of \$250.00 and an annual County license tax of \$250.00. Cities and towns may provide for a municipal license tax on such caterers of 50% of the county license tax, to be deducted from the county license tax as is provided herein with reference to other municipal license taxes. Such caterer's licenses shall permit sales only within the enclosure wherein such racing is conducted under authority of the State Racing Commission and such licensees shall be permitted to sell only during the period beginning ten days before and ending ten days after racing under the authority of the State Racing Commission is conducted in such racing plant. Except as in this sub-section otherwise provided caterers licensed hereunder shall be treated as vendors licensed to sell by the drink the beverages mentioned herein and shall be subject to all the provisions hereof relating to such vendors."

## Amendment No. 8:

On page 16, line 5, being a portion of sub-section (b) of section 5, strike out "\$125.00" and insert in lieu thereof the following: "\$50.00."

## Amendment No. 9:

Page 16, line 20, being a portion of Section 5 sub-section (e) strike out "fee" and insert in lieu thereof the following: "tax."

## Amendment No. 10:

Page 19, strike lines 1, 2, 3, 4, 5, 6 and 7.

## Amendment No. 11:

Page 20, line 8, being a portion of Section 5, after the word "license" insert the following: "except under sub-sections (a) and (b) of Section 5 hereof."

## Amendment No. 12:

Section 11, page 27, line 23, being a portion of Subdivision (f), after the word "permitted" strike out the balance of said subdivision and insert in lieu thereof the following: "Regular meals shall be offered, prepared and served, either a la carte or American plan, on the premises when open for business."

## Amendment No. 13:

Page 27, Sub-division (f) of Section 11, at the end of said

Section add: "Any licensee violating the provisions of this sub-section upon conviction thereof shall forfeit his license, and no license shall thereafter ever be issued to said person, or to any partnership or corporation in which he has an interest. This provision shall be cumulative to the other penalties herein contained and shall not impair the power of the Director herein elsewhere conferred to revoke licenses."

**Amendment No. 14:**

Page 27 strike sub-section (g) of Section 11, being lines 26 to 29 inclusive and insert in lieu thereof the following: "(g) It shall be unlawful for any licensee to sell, give, serve or permit to be served intoxicating liquors, wines or beers to persons under twenty-one years of age."

**Amendment No. 15:**

Section 11, page 28, after line 2 insert the following: "(i) From and after thirty days after this Act becomes effective it shall be unlawful for any person to possess or transport within this state beverages, as to the sale of which a stamp tax is imposed, in excess of three gallons, unless the bottles or other immediate containers in which such beverages are contained shall have affixed to them the stamps hereby required. Provided that this provision shall not apply to common carriers or to manufacturers or to distributors licensed hereunder. Provided, further, that this provision shall not apply to persons possessing or transporting such beverages for their personal consumption and not for re-sale in the event such beverages shall not have been sold after the stamp tax hereunder shall have become effective; but the burden shall be upon the possessor or transporter to establish that such beverages are for his personal consumption and are not for re-sale and that the beverages were not sold after the stamp tax hereunder became effective."

**Amendment No. 16:**

Section 11, page 28, after line 2 add new sub-section as follows: "(j) It shall be unlawful for any vendor licensed under sub-sections III, IV, V, VI, VII and VII½ of Section 5 hereof to employ any person under twenty-one years of age, whose disabilities of nonage have not been removed, to work in the place of business of such vendor."

**Amendment No. 17:**

In Section 11 (b), line 5 from bottom of said Section (type-written bill), after the word "licenses" strike the period and add the following: ", no beer if the alcoholic content thereof be greater than 3.2%, no spirituous liquors, and no wine shall be sold or dispensed by any person, firm or corporation between the hours of twelve (12) o'clock Saturday night and twelve (12:00) o'clock Sunday night. The license of any person, firm or corporation found to be guilty of violation of the foregoing provisions of this Act shall be revoked and such person, firm or corporation shall not thereafter be entitled to the issuance of any license for the sale of intoxicating liquors, wines or beers under the laws of this State."

**Amendment No. 18:**

Page 29, lines 28 and 29, being a portion of Section 15, strike out the words "by ordinance" and insert in lieu thereof the following: "hereafter to enact ordinances."

**Amendment No. 19:**

Page 29, line 29, being a portion of Section 15, strike out the words "to regulate" and insert in lieu thereof the following: "regulating."

**Amendment No. 20:**

Page 29, line 30, being a portion of Section 15, strike out the words: "to prescribe" and insert in lieu thereof the following: "prescribing."

**Amendment No. 21:**

In Section 1, line 19 (printed bill), add the following: "The premiums on the bonds of the Director and the bonds of the Supervisors herein provided shall be paid by the State of Florida."

**Amendment No. 22:**

At end of Section 3, add: Provided that no license shall be granted to any person, firm or corporation for selling intoxicating liquors on premises within 200 feet of any established school or church.

**Amendment No. 23:**

In Section 1, line 16 (typewritten bill), strike out the words: \$4200.00, and insert in lieu thereof the following: \$4800.00.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 20, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

**Senate Bill No. 524:**

bill to be entitled An Act amending Section 18 of Chapter 14708, Laws of Florida, Acts of 1931, entitled "An Act to regulate the practice of dentistry, dental surgery and dental hygiene in the State of Florida, and to provide penalties for the violation of any of the provisions of this Act."

Also has passed—

**Senate Bill No. 516:**

A bill to be entitled An Act to amend Sections 6, 8, 9 and 10 of Chapter 14675, Acts of the Legislature of 1931, entitled "An Act to amend Chapter 9300. Acts of the Legislature of 1923, entitled 'An Act to encourage the co-operative marketing of farm products and to authorize the incorporation of co-operative marketing associations'"; so as to provide for the amount of non-member business of such associations; to require articles of incorporation to state the names and addresses, (not less than three) of the proposed directors for the first term and until the election of their successors; to provide that a majority of a quorum of the members attending a meeting after notice may amend the articles of incorporation and may adopt or amend the by-laws; and for other purposes.

Also has passed—

**Senate Bill No. 384:**

A bill to be entitled An Act to amend Section 5086 of the Revised General Statutes of Florida 1920, the same being Section 7188 of the Compiled General Laws of Florida, 1927, and all amendatory Acts thereto, i.e. Chapter 14831, Acts of 1931, Section 1; relating to and defining the meaning of pugilistic exhibitions.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And Senate Bills Nos. 524, 516 and 384, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 20, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments—

**Senate Bill No. 149:**

A bill to be entitled An Act to amend Chapter 12110, Acts of 1927, Laws of Florida, entitled "An Act to exempt disabled veterans of the World War and Spanish-American War from the payment of an occupation tax in the State of Florida, and to provide the manner in which such exemption shall be allowed" as amended by Chapter 13876, Acts of 1929, Laws of Florida, and as further amended by Chapter 16299, Acts of 1933, Laws of Florida.

Which amendment reads as follows:

**Amendment No. 1:**

At the end of Section 1 add the following:

"Provided, however, that in no event under this or any other law shall any person, veteran or otherwise, be allowed any exemption whatsoever from the payment of any amount required by law for the issuance of a license to sell intoxicating liquors, malt and vinous beverages; or for the operation of any slot machine, punch board or any other gaming or gambling device."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And Senate Bill No. 149, contained in the above message, was read by title, together with House Amendment thereto.

Senator Sikes moved that the Senate do concur in House Amendment to Senate Bill No. 149.  
Which was agreed to.

And the Senate concurred in House Amendment to Senate Bill No. 149.

And Senate Bill No. 149, as amended, was referred to the Committee on Engrossed Bills.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

Senate Concurrent Resolution No. 16:

A Resolution providing for the appointment of a committee to prepare a draft of a proposed law for uniform municipal government under Section 24 of Article III of the Constitution of the State of Florida.

WHEREAS, the proper classification of the cities and towns of the State, according to population, and the preparation of general laws providing for their incorporation, government, jurisdiction, powers, duties and privileges under such classifications is a matter requiring the most careful consideration of present different forms of municipal government, varying powers and duties prescribed by present charters, and the divergent economic conditions existing in towns and cities of the same size, and

WHEREAS, it is the sense of the legislature that a thorough and complete study of these local conditions should be made in order that as the result thereof beneficial laws may be passed setting up a general classification law for towns and cities, according to population, as well as carefully planned uniform laws covering towns and cities within each classification.

NOW, THEREFORE, BE IT RESOLVED by the Senate of Florida, the House of Representatives concurring that five members of the Senate, to be appointed by the President of the Senate, and five members of the House of Representatives, to be appointed by the Speaker, shall constitute a committee to make a thorough study and investigation of the reasonable classification requirements of towns and cities of this State, of the present forms of government therein, of the powers and duties now prescribed by law for and of the varying economic conditions existing in said towns and cities, and to hold hearings with representatives of the towns and cities of Florida, concerning these problems, all to the end that a complete and comprehensive proposed law with the view of carrying into effect the purpose and intent of Section 24 of Article III of the Constitution of the State of Florida, shall be prepared and drafted and reported and submitted by said committee to the 1937 session of the Florida Legislature.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 16, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 947:

A bill to be entitled An Act relating to taxation and to fix the license taxes of operators of beauty parlors in counties having a population of less than thirty-five hundred, according to the Federal census of 1930.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 947, contained in the above message, was read the first time by title only.

Senator MacWilliams asked unanimous consent of the Senate to take up and consider House Bill No. 947 at this time.

Which was agreed to.

Senator MacWilliams moved that the rules be waived and House Bill No. 947 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the second time by title only.

Senator MacWilliams moved that the rules be further waived and House Bill No. 947 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 1114:

A bill to be entitled An Act authorizing the Board of County Commissioners of the several counties of the State of Florida having the population of not less than 26,250, nor more than 26,750 inhabitants, to change or alter the County Commissioners' Districts of such counties to conform to the election districts thereof at any time when such election districts may be changed, and to provide the method of changing such County Commissioners' Districts.

Also has passed—

House Bill No. 1222:

A bill to be entitled An Act to amend House Bill No. 54, Laws of Florida, Acts of 1935, being, "An Act extending the time for the payment of maturities in interest and principal or other forms of indebtedness for which any county, political subdivision, municipality or taxing district is liable; providing the method by which the Courts of this State shall enter peremptory writs of mandamus or orders in other legal proceedings in suits instituted for the levy of taxes in the various counties, political subdivisions, municipalities of taxing districts in the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 1114, contained in the above message, was read the first time by title only.

Senator Nordman asked unanimous consent of the Senate to take up and consider House Bill No. 1114 at this time.

Which was agreed to.

Senator Nordman moved that the rules be waived and House Bill No. 1114 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1114 was read the second time by title only.

Senator Nordman moved that the rules be further waived

and House Bill No. 1114 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1114 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1222, contained in the above message, was read the first time by title only.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 1222 at this time.

Which was agreed to.

Senator Beacham moved that the rules be waived and House Bill No. 1222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1222 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1222 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1222 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner—32.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission the following Conference Committee Report was read:

#### CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 18, 1935

Honorable W. C. Hodges

President of the Senate

Honorable W. B. Bishop

Speaker of the House of Representatives

Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on House Bill No. 54, have had the same under consideration and do hereby respectfully recommend as follows:

That the Senate do recede from its amendment to Section 2 of House Bill No. 54, which amendment struck Section 2 of said bill, reading as follows:

"That this Act is passed under the police power of the State and should be liberally construed by the Courts with a view of carrying out the purposes of the Act, and this Act shall not apply to bonds or other evidences of indebtedness issued by any political subdivision of this State after the effective date of this Act."

And insert in lieu thereof the following:

"That this Act is passed under the police power of the State and should be liberally construed by the Courts with a view of carrying out the purposes of the Act."

Your committee authority did not extend the consideration of matter not in disagreement between the House and the Senate. Therefore, your committee cannot recommend an amendment to House Bill No. 54 which would exempt from the provisions of said bill bonds and other evidences of indebtedness which have been accepted by the United States Government or its agencies.

Therefore, your committee recommends to the House of Representatives and to the Senate that a proposed measure be passed excepting from the provisions of House Bill No. 54 the collection of any indebtedness, or securities, evidences, or securing same, whether owing, issued or pledged by any such

counties, political subdivisions, municipalities or other taxing districts and representing loans which have been or may be authorized or made to or for the benefit of them, or either of them, by the government of the United States, or any agency thereof.

We respectfully request the support of such a measure by the membership of both the House of Representatives and the Florida State Senate upon its introduction and consideration by each of the branches of the Florida Legislature.

Your Joint Conference Committee, appointed as set forth herein, do respectfully request the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted.

JOHN R. BEACHAM

T. G. FUTCH

Of the Senate

F. A. BLACK

ED. DENISON

W. McL. CRISTIE

Of the House of Representatives

Senator Beacham moved the adoption of the foregoing Conference Committee Report.

Which was agreed to.

And the Conference Committee Report was adopted.

Senator Beacham moved that the Senate recede from its amendment to Section 2 of House Bill No. 54 and adopt in lieu thereof the amendment as set forth in the foregoing conference Committee report.

Which was agreed to and it was so ordered.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 798:

A bill to be entitled An Act authorizing any county, municipality, board of public instruction, drainage district, or other taxing district or public body corporate existing under the laws of Florida to settle, compromise and adjust deposits which are frozen in banking institutions, or deposits in banking institutions, which said banking institutions are in the hands of liquidators, conservators or receivers, by accepting real or personal property or monetary consideration in satisfaction, settlement, and compromise of such deposits.

Also has passed—

House Bill No. 618:

A bill to be entitled An Act to authorize the State Board of Accountancy to prosecute in the name of the State of Florida, on its own relation and by its own counsel suits in the nature of injunction or mandamus proceedings as the case may be by restraining any person from disobeying or commanding any person to obey any law, order, rule or regulation promulgated by said Board relating to the practice of accountancy in the State of Florida under the provisions of Chapter 15637, Laws of Florida, 1931, and to provide the procedure to be followed in such cases and for appeals from such proceedings, and authorizing process for the enforcement of any judgment entered therein.

Also has passed—

House Bill No. 619:

A bill to be entitled An Act to repeal Sections 28 and 30 of Chapter 15637 of the Laws of Florida, 1931, entitled: An Act creating the State Board of Accountancy of this State; providing for the appointment of the members of such Board, fixing their term of office, prescribing the powers of such Board and defining its duties; providing for the issuance of certificates to practice as certified public accountants to persons who shall comply with the terms of this Act; regulating the practice of public accounting in this State; defining what shall constitute the practice of public accounting; authorizing the State Board of Accountancy to prescribe rules and regulations and requiring such Board to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants and certified public accountants; prescribing penalties for violating the provisions of this Act.



And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Bill No. 798, contained in the above message, was read the first time by title only.

Senator Raulerson asked unanimous consent of the Senate to take up and consider House Bill No. 798 at this time. Which was agreed to.

Senator Raulerson moved that the rules be waived and House Bill No. 798 be read the second time by title only. Which was agreed to by a two-thirds vote.

And House Bill No. 798 was read the second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 798 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 798 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Holland, Lundy, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bills Nos. 618 and 619, contained in the above message, were read the first time by titles only and referred to the Committee on Executive Communications.

By unanimous consent Senator Raulerson withdrew Senate Bill No. 760.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Mr. Getzen of Sumter:

#### HOUSE CONCURRENT RESOLUTION NO. 23

WHEREAS, in the beginning of the Honorable Dave Sholtz, as Governor of the State of Florida, and in his wisdom saw fit to appoint one, the Honorable Chester B. Treadway, as a member of the State Road Department of the State of Florida; and,

WHEREAS, the membership composed of the State Road Department of the State of Florida saw fit to elect the Honorable Chester B. Treadway as the Chairman of the State Road Department of Florida; and,

WHEREAS, as the citizens of Florida and of the United States, who have had an opportunity to transact business with the Honorable Chester B. Treadway and to those citizens of the United States and of the State of Florida, who have had the privilege of an acquaintance with the Honorable Chester B. Treadway, find him to be a man of an esteemed character, one who was indeed mindful of his friends and of his position, one who at all times considers his loyalty to both his friends and to his position as the Chairman of the State Road Department of the State of Florida, one who possessed the esteemed qualities of a gentleman in every respect, one who displays a true characteristic of a true loyal American citizen; and,

WHEREAS, the United States Government through its agencies saw fit in their wisdom to appoint the Honorable Chester B. Treadway to a responsible position in the handling of relief moneys and other moneys disbursed in the State of Florida, as one of the Federal Government Agents in the disbursement of moneys appropriated by the Federal Government; and,

WHEREAS, the citizens of the State of Florida being appreciative of this appointment; and,

WHEREAS, the agents of the United States Government through its servant has seen fit in their wisdom to appoint Honorable Chester B. Treadway as the Administrator with full authority and as the head of all departments in the disbursement of Federal moneys allotted to the State of Florida.

THEREFORE BE IT RESOLVED, by the House of Representatives, and the Senate concurring that the membership of both the House of Representatives and of the Florida State Senate desire by this resolution to express to the Honorable Chester B. Treadway the appreciation of the membership of the House of Representatives and the Florida State Senate for the honest, capable and efficient service rendered to the State of Florida and to the citizens, as a member of the State Road Department and as Chairman of the State Road Department.

BE IT FURTHER RESOLVED, by the House of Representatives and the Florida State Senate desiring to express to the agents of the United States Government, who in their wisdom saw fit to appoint in the first instance the Honorable Chester B. Treadway as a Member of the Board to assist in the first disbursement of Federal moneys allotted to the State of Florida and who has recently seen fit to appoint the Honorable Chester B. Treadway as the Chief Administrator of all Federal funds to be distributed in Florida. It being the desire of the membership of the House of Representatives and the membership of the Florida State Senate to express to Honorable Dave Sholtz, Governor of Florida, their appreciation in the selection of the Honorable Chester B. Treadway as a servant of the people of Florida, as the best appointment that he has made under his authority.

BE IT FURTHER RESOLVED, that a copy of these resolutions, under the great seal of the State of Florida be, by the Secretary of the State, forwarded to the Honorable Chester B. Treadway, a citizen of the State of Florida, Tallahassee, Florida; a copy be forwarded, under the great seal of the State of Florida, to the Honorable Franklin D. Roosevelt, President of the United States, Washington, D. C.; a copy to be forwarded to the Honorable Harry L. Hopkins, Administrator, Washington, D. C.; a copy to the Honorable Julius F. Stone, Jacksonville, Florida and a copy to be furnished to the press.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives

And House Concurrent Resolution No. 23, contained in the above message, was read the first time in full.

Senator Pannill asked unanimous consent of the Senate to take up and consider House Concurrent Resolution No. 23 at this time.

Which was agreed to.

And House Concurrent Resolution No. 23 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And House Concurrent Resolution No. 23 was adopted and the action of the Senate was ordered certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 860:

A bill to be entitled An Act for the relief of Doctor Blake, Lancaster of Manatee County.

Also has passed—

House Bill No. 126:

A bill to be entitled An Act authorizing the personal representative of deceased persons who have died prior to 12:01 o'clock A. M., Eastern Standard Time, October 1, 1933 leaving real estate encumbered by mortgage or other liens, to borrow

money upon security of mortgage upon the encumbered real estate for the purpose of paying off and discharging such mortgages and liens when in the opinion of the County Judge it is to be the interest of the estate to do so; and providing that such mortgage so executed by such personal representative shall invest the mortgagee with all the rights and priorities of the mortgage and lien holders whose debts are paid off and discharged by the proceeds of such new mortgage.

Also has passed—  
House Bill No. 620:

A bill to be entitled An Act to amend Sections 10 and 23 of Chapter 15637, Laws of Florida, 1931, entitled: "An Act creating the State Board of Accountancy of this State; providing for the appointment of the members of such Board, fixing their term of office, prescribing the powers of such Board and defining its duties; providing for the issuance of certificates to practice as certified public accountants to persons who shall comply with the terms of this Act; regulating the practice of public accounting in this State; defining what shall constitute the practice of public accounting; authorizing the State Board of Accountancy to prescribe rules and regulations and requiring such Board to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants and certified public accounts; prescribing penalties for violating the provisions of this Act."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Bill No. 860, contained in the above message, was read the first time by title only and referred to the Committee on Pensions & Claims.

And House Bill No. 126, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 620, contained in the above message, was read the first time by title only and referred to the Committee on Executive Communications.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has reconsidered the vote by which it adopted the Conference Committee Report dated May 8, 1935, with reference to Senate Amendments to House Bill No. 54 and has now refused to adopt the report which reads as follows:

#### CONFERENCE COMMITTEE REPORT

Tallahassee, Florida, May 8, 1935.

Honorable W. C. Hodges,  
President of the Senate.  
Honorable W. B. Bishop,  
Speaker of the House of Representatives.  
Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House on House Bill No. 54, have had the same under consideration and do respectfully recommend as follows:

That the House do recede from its amendment to Section 2, reading as follows:

"And this Act shall not apply to bonds or other evidences of indebtedness issued by any political subdivision of this State after the effective date of this Act."

And that said Section 2 be amended to read as follows:

"Section 2. That this Act is passed under the police power of the State and should be liberally construed by the Courts with a view of carrying out the purposes of this Act; provided, however, that the provisions of this Act shall not be applicable to or affect the collection of any indebtedness, or securities evidencing or securing same, whether owing, issued or pledged by any such counties, political subdivisions, municipalities or other taxing districts, and representing loans which

have been or may be authorized or made to or for the benefit of them or either of them by the Government of the United States or any agency thereof or to any bonds or other evidence of indebtedness, refunding or otherwise, issued after the passage of this Act".

That the title to said Act be amended as follows: Strike out the period and insert "; and excepting from the provisions of this Act the collection of any indebtedness, or securities evidencing or securing same, whether owing, issued or pledged by any such counties, political subdivisions, municipalities or other taxing districts and representing loans which have been or may be authorized or made to or for the benefit of them, or either of them, by the Government of the United States or any agency thereof or any bonds or other evidence of indebtedness, refunding or otherwise, issued after the passage of this Act."

And that said bill be further amended by inserting after the third paragraph an additional paragraph as follows:

"WHEREAS, the United States Government has taken cognizance of the economic emergency existing in the State of Florida and other States of the Union and to assist in alleviating the economic distress has in many instances through its subsidiaries, branches, agencies, commissions, bureaus and/or corporations organized by an Act of Congress and financed in whole or in part by the United States Government, accepted the bonds and/or other evidences of indebtedness of some of the political subdivisions of the State of Florida; and it has not been the practice of the United States Government and its aforesaid agencies and subsidiaries to accept refunding or other bonds or other evidences of indebtedness of the political subdivisions of the State when issued beyond the ability of the said political subdivision to pay at maturity, whether as to principal or interest, said bonds or other evidences or indebtedness;"

Respectfully submitted,  
JNO. R. BEACHAM,  
Managers on the part of the Senate.  
F. A. BLACK,  
ED DENISON,  
W. McL. CHRISTIE,

Managers on the part of the House of Representatives.

But has adopted the Conference Committee report dated May 18, 1935, with reference to Senate amendments to House Bill No. 54 which report reads as follows:

#### CONFERENCE COMMITTEE REPORT

Tallahassee, Florida, May 18, 1935.

Honorable W. C. Hodges,  
President of the Senate.  
Honorable W. B. Bishop,  
Speaker of the House of Representatives.  
Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on House Bill No. 54, have had the same under consideration and do hereby respectfully recommend as follows:

That the Senate do recede from its amendment to Section 2 of House Bill No. 54, which amendment struck Section 2 of said bill, reading as follows:

"That this Act is passed under the police power of the State and should be liberally construed by the Courts with a view of carrying out the purposes of the Act, and this Act shall not apply to bonds or other evidences of indebtedness issued by any political subdivision of this State after the effective date of this Act."

And inserted in lieu thereof the following:

"That this Act is passed under the police power of the State and should be liberally construed by the Courts with a view of carrying out the purposes of the Act."

Your committee authority did not extend the consideration of matter not in disagreement between the House and the Senate. Therefore, your committee cannot recommend an amendment to House Bill No. 54 which would exempt from the provisions of said bill bonds and other evidences of indebtedness which have been accepted by the United States Government or its agencies.

Therefore, your committee recommends to the House of Representatives and to the Senate that a proposed measure be passed excepting from the provisions of House Bill No. 54 the collection of any indebtedness, or securities, evidences, or securing same, whether owing, issued or pledged by any such

counties, political subdivisions, municipalities or other taxing districts and representing loans which have been or may be authorized or made to or for the benefit of them, or either of them, by the government of the United States, or any agency thereof.

We respectfully request the support of such a measure by the membership of both the House of Representatives and the Florida State Senate upon its introduction and consideration by each of the branches of the Florida Legislature.

Your Joint Conference Committee appointed as set forth herein, do respectfully request the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted,

JNO. R. BEACHAM,

T. G. FUTCH,

Of the Senate.

F. A. BLACK,

ED DENISON,

W. McL. CHRISTIE.

Of the House of Representatives.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

Senator Savage moved that House Bill No. 533 be withdrawn from the Calendar of Bills on second reading and re-referred to the Committee on Judiciary "C."

Which was agreed to and it was so ordered.

Senator Parrish asked unanimous consent of the Senate to take up and consider House Bill No. 449 out of its order at this time.

Which was agreed to.

House Bill No. 449:

A bill to be entitled An Act repealing Chapter 15999, Laws of Florida, 1933, same being An Act providing that the annual Maintenance Tax of the Crane Creek Drainage District shall be levied on a uniform acreage basis instead of a benefit assessment basis; and limiting the amount thereof.

Was taken up.

Senator Parrish moved that the rules be waived and House Bill No. 449 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 449 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 449 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 449 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gillis asked unanimous consent of the Senate to take up and consider House Bills on third reading and House Bills on second reading on the Calendar at this time.

Which was agreed to.

House Bill No. 648:

A bill to be entitled An Act amending Section 30 of Chapter 14764, Laws of Florida, Acts of 1931, entitled: "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the railroad commission of the State of Florida, and providing

for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act;" providing that persons, firms, or corporations operating motor vehicles over and upon State Road Number Seventy-eight South to Ponte Vedra and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from Commission jurisdiction and control.

Was taken up and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Butler, Clarke, Futch, Gillis, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner—30.

Nays—Senator Gomez—1.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1038:

A bill to be entitled An Act to amend Section 1 of Chapter 6883, Acts of 1915, entitled, "State Road Department created; members; terms of office; vacancies; organization; chairman; secretary; salaries, expenses; disbursements; duties of chairman; headquarters; bond of chairman; seal of department; duties of secretary; meetings," as amended by Section 1 of Chapter 7328, Acts of 1917, as amended by Section 1, Chapter 7900, Acts of 1919, as amended by Section 1 of Chapter 11335, Acts of 1925, Extra Session, as amended by Section 1 of Chapter 15720, Acts of 1931, Extra Session, as amended by Section 1 of Chapter 15859, Acts of 1933; and also to amend Section 3 of said Chapter 6883, Acts of 1915, as amended by Section 3 of said Chapter 7328, Acts of 1917, as amended by Section 3 of said Chapter 7900, Acts of 1919.

Was taken up and read the second time in full.

Senator Adams moved that the further consideration of House Bill No. 1038 be informally passed, retaining its place on the Calendar of Bills on second reading.

House Committee Substitute for Senate Bill No. 130:

A bill to be entitled An Act to amend Sections 2407, 178, 5712, 5711, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3816, 214, 7935, 7934, Compiled General Laws of Florida, 1927; and further to amend Section 2401, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 10128, Acts 1925, being also published as Section 3810, Compiled General Laws of Florida, 1927; and further to amend Section 2405, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9128, Acts 1923; and as further amended by Section 3, Chapter 10128, Acts 1925, being also published as Section 3814, Compiled General Laws of Florida, 1927; and further to amend Section 2406, Revised General Statutes of the State of Florida, 1920, as amended by Section 4, Chapter 10128, Acts 1925, being also published as Section 3815, Compiled General Laws of Florida, 1927; and further to amend Sections 2416, 2417, 2418, 2419, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3826, 3827, 3828, and 3829, Compiled General Laws of Florida, 1927; and further to amend Section 2398, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9127, Acts 1923, and further amended by Section 2, Chapter 10128, Acts 1925, and Section 1, Chapter 14510, Acts 1929, Extra Session, being also published as Section 3807, Compiled General Laws of Florida, 1927; and further to amend Sections 2402 and 5710, Revised General Statutes of the State of Florida, 1920, also published respectively as Sections 3811 and 7933, Compiled General Laws of Florida, 1927, relating to and defining commercial fertilizer, mixed fertilizer and fertilizer materials, defining various fertilizer elements and ingredients and forms of commercial fertilizer; defining certain terms and words used in the Act; providing for registration and analysis of commercial fertilizer, as in the Act defined, and the duty of the State Chemist and others with reference thereto; providing for the taking of special samples by purchasers and official samples by or under the direction of the State Chemist or the Commissioner of Agriculture; providing the formula for and the method and procedure of analyzing and reporting the analysis of commercial fertilizer, as herein defined, by the State Chemist;

prohibiting the sale or offer of sale of pulverized leather, hair or wool waste as a commercial fertilizer or as an ingredient thereof, except under certain conditions, and prescribing a penalty for the violation of the provisions thereof; providing for a lawful variation from the guaranteed analysis and defining deficiency analysis and excess analysis; requiring reports designating agents; providing for guaranteed analysis of commercial fertilizer, as in this Act defined, and the requirements as to form and contents of the statement of the guaranteed analysis; providing for the classification, and guaranteed analysis of cottonseed meal and penalty for the violation of the provision thereof; providing for the labeling of commercial fertilizer, as in this Act defined, and for registration of brands and changes thereof and for the payment of fees and penalties for failure to comply therewith; defining major and minor penalties, prescribing the degree or extent of the penalty in each case and prescribing the method of collection; providing penalties for misrepresentation of commercial fertilizer and the elements and ingredients thereof.

Was taken up and read the second time in full.

Senators Raulerson, Parrish and Holland offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Title, line 4 from bottom, (typewritten bill) strike out the words: "Defining major and minor Penalties, Prescribing the degree or extent of the penalty in each case and prescribing the method of collection."

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Raulerson, Parrish and Holland also offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Section 1 (r), lines 3 and 4 (typewritten bill) strike out the words: "major or minor penalties, as the case may be" and insert in lieu thereof the following: "Section 10 of this Act."

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Raulerson, Parrish and Holland also offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Section 4, strike out the entire Section and insert in lieu thereof the following:

Section 4. That Section 2405, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9128, Acts 1923, and as further amended by Section 3, Chapter 10128, Acts 1925, being also published as Section 3814, Compiled General Laws of Florida, 1927, be and the same is hereby amended to read as follows:

Analysis of fertilizers purchased from manufacturers, jobbers, or vendors. Any person purchasing any commercial fertilizer from any manufacturer, jobber or vendor for his own use, may submit fair samples of said commercial fertilizer to the Commissioner of Agriculture for analysis by the State Chemist. A disinterested person, in the presence of another disinterested person and the purchaser of the commercial fertilizer, shall take, according to methods prescribed by the Commissioner of Agriculture, an approximately equal quantity from not less than ten per centum of the packages of each separate lot or brand; but in all cases the samples shall be taken from at least ten packages, unless there are less than ten packages in this lot, when the samples shall be taken from each and every package. The samples taken shall be as representative as possible of the lot of commercial fertilizer. When the samples are taken not less than a pint shall be taken from each package. After thoroughly and carefully mixing these samples from the packages of commercial fertilizer, a sample of not less than a quart shall be taken from the mixture and placed in a glass or metal container, together with a tag from one of the packages sampled, and sealed in the presence of the witnesses. A seal shall be placed on the container of the sample and said seal shall be dated, given an identifying number or mark and signed by the purchaser and witnesses. A letter shall also be addressed to the Commissioner of Agriculture, advising him of the sending of the sample, and stating the name and address of the purchaser, the number of packages and pounds in the lot, the date of delivery of the commercial fertilizer, the number of the packages from which the sample was drawn, the statement that the packages were not damaged by the weather, or otherwise contaminated, the date of drawing the sample, the identifying number or mark

on the sample, and shall be signed by the witnesses, who shall give their addresses.

The letter of transmittal shall be substantially of the following form:

No. ...., Florida.  
....., 19.....

*The Commissioner of Agriculture,  
Tallahassee, Florida.*

Dear Sir:

There is sent you today by mail (or express) a sample of commercial fertilizer for Mr. ...., Florida, whose address is ..... for analysis by the State Chemist.

This sample is taken from ..... packages of a shipment of ..... packages each bearing the guarantee tag and inspection stamp required by law, representing ..... pounds delivered on the ..... day of ..... 19....., and stated by the purchaser not to have been damaged by the weather, or otherwise contaminated.

One of the tags off the ..... packages sampled is enclosed with the sample and the others are retained by the purchaser; and the tags and the sample are marked or numbered as follows: .....

We, the witnesses of the drawing and sealing of the above described sample, do hereby certify that the sample has been drawn, sealed and delivered to Mr. .... one of the witnesses for transmission to the Commissioner of Agriculture in compliance with the law.

..... (SEAL) my address is  
....., Florida.  
..... (SEAL) my address is  
....., Florida.

Yours truly,

The tags from the packages sampled except the one enclosed in the sample, shall be dated, numbered or marked so as to identify them with the sample, signed by the witnesses and preserved by the purchaser.

One of the witnesses shall forward the sample and letter of transmittal to the Commissioner of Agriculture, at the expense of the purchaser, as soon as practicable.

Upon receipt of the sample the State Chemist shall have the said sample prepared and analyzed in accordance with the methods of the Association of Official Agricultural Chemists. A portion sufficient for a check analysis of the prepared sample shall be placed in a bottle sealed, identified by the number, date and initials of the person preparing the same. This sealed and identified sample shall be kept for ninety days from the date of the certificate of analysis and shall then be destroyed unless the State Chemist has been notified by the person from whom the sample was received or the manufacturer or jobber, that the sample was deficient in the ingredients having a minimum guarantee or excessive in the ingredients having a maximum guarantee in which case it shall be held subject to the order of the Commissioner of Agriculture and State Chemist until final disposition of the case.

The State Chemist, upon completion of the analysis, shall forward to the purchaser and the manufacturer of the commercial fertilizer a certificate of analysis for each sample analyzed. The certificate of analysis shall set forth the percentages of the ingredients required to be guaranteed by Section 5 of this Act; the date of the certificate, the name and address of the purchaser, the names and addresses of the witnesses, the number of packages and pounds in the lot, the date of delivery, the number of packages from which the sample was drawn, the date of drawing, and identifying number or mark on the sample, and shall be signed by the State Chemist. The State Chemist shall also send to the person from whom obtained, a certificate of analysis, for any sample taken by any authorized officer or agent of the Chemical Division of the Department of Agriculture, when such sample shall show a deficiency below the guarantee of any valuable ingredient.

Any person receiving a certificate of analysis from the State Chemist, showing adulteration of or deficiency in any valuable ingredient of any commercial fertilizer, purchased by said person shall notify the State Chemist and the manufacturer, jobber or vender from whom he purchased the commercial fertilizer within ninety days from the date of the certificate of analysis, in order that the retained portion of the sample may be held until final disposition of the case.

The manufacturer of the commercial fertilizer from which the sample was secured may, upon request to the State Chemist, secure a portion of said sample sufficient for analysis.

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Raulerson, Parrish and Holland also offered the following amendment to House Committee Substitute for Senate Bill No. 130.

In Section 5, page 17, line 17 from top of said page, (typewritten bill) strike out the chemical symbol  $(Ca(OH)_2)$  and insert in lieu thereof the following chemical symbol:  $(Ca(OH)_2)$ .

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Raulerson, Parrish and Holland also offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Section 5 on Page 18, typewritten bill, strike out all of the last paragraph in said Section, which paragraph reads as follows: "Providing that any tag or tags by this Act required to be attached to any bag or bags or containers containing fertilizer, such tag or tags shall have printed thereon data and information stating all ingredients contained in such bag or bags or containers in poundage amounts, showing by such data to be printed on such tag or tags the exact contents in poundage amounts of every ingredient in such bag or bags."

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Raulerson, Parrish and Holland also offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Section 10, strike out the entire section and insert in lieu thereof the following.

Section 10. That Section 2406, Revised General Statutes of the State of Florida, 1920, as amended by Section 4, Chapter 10128, Acts 1925, being also published as Section 3815, Compiled General Laws of Florida, 1927, be and the same is hereby amended to read as follows: Any person, purchasing commercial fertilizer from any manufacturer or vendor, who shall discover upon an analysis made by the State Chemist, or as provided in Sections 3 and 4 of this Act, of either an official or special sample, that he has been defrauded by reason of variation from guaranteed analysis greater than the tolerances permitted herein, shall recover in any action he may institute, upon proof of the fact, and upon proof of compliance with the requirements of Section 4 of this Act with respect to the taking of the sample for analysis, if the action be under said Section 4, the amounts to which he may be entitled under the provisions of penalties.

In the event of the recovery of said penalty in a court action, the said penalty shall be in the form of a judgment in the law court of this State having jurisdiction of the amount involved and the parties. Said law action shall be prosecuted and defended in accordance with the usual practices and procedure in such court.

In case of any sale by any manufacturer or agent of any person or persons residing out of the State of Florida, manufacturing, compounding or furnishing for sale, any such commercial fertilizer, the purchaser thereof may at his option proceed by attachment as now provided by law, in case of non-resident and absconding debtors, against any such commercial fertilizer, rights or credits of any person or persons selling, manufacturing, compounding or furnishing said commercial fertilizer, when such commercial fertilizer, rights, or credits can be found within the limits of this State.

In case a shipment of commercial fertilizer in lots of one or more tons, includes more than one brand, or is consigned to different purchasers and delivered at destination in the same car, or by the same boat or vessel at the same time, analysis of one sample taken according to law and the rules and regulations concerning the same, representing any one brand and guaranty, shall be considered representative of and as applying to all the fertilizer of that brand included in such shipment, and shall entitle each purchaser of fertilizer of that brand contained in such shipment to the remedies provided by this Chapter for adulteration of or deficiency in one or more plant food elements.

Any certificate of analysis required or provided for by Section 3 and/or Section 4 of this Chapter, when properly verified, shall be competent evidence in any court of law or equity in this state.

Penalties shall be double the invoice value of the goods sold and shall be assessed in any cases of variations from the manufacturer's guaranteed analysis greater than that herein below provided.

#### FOR DEFICIENCIES:

1. Of two-tenths of one actual percent (0.20%) in total nitrogen, available Phosphoric acid, water soluble Potash or total available Primary Plant Food.

2. Four-tenths of one actual percent (0.40%) in any secondary plant food or in any form of nitrogen except total nitrogen.

3. Of more than seventy-five pounds of calcium carbonate equivalent in the net equivalent acidity or the net equivalent basicity:

#### FOR EXCESSES:

1. Of twenty-five percent (25%) of the guaranteed analysis in chlorine.

Where the deficiency of any form of nitrogen is compensated for, in percentage, by the excess of equal or more expensive forms, there shall be no penalty assessed for such deficiency.

Senator Holland moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Smith (29th) offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In section 2, page 5, line 31, beginning with the words "total nitrogen" strike out the following:

"Total nitrogen," "available phosphoric acid," "water soluble potash," and "total available primary plant food" shall be expressed and guaranteed only in whole numbers representing percentages. Other forms of "primary plant food" and all forms of "secondary plant food" may be expressed and guaranteed in whole numbers or decimal fractions of whole numbers representing percentages.

Senator Smith (29th) moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Smith (29th) also offered the following amendment to House Committee Substitute for Senate Bill No. 130:

In Section 9, line 6, (typewritten bill) strike out the figure 30c and insert in lieu thereof the following: 20c.

Senator Smith (29th) moved the adoption of the amendment.

Pending the adoption of the foregoing amendment offered by Senator Smith (29th) Senator Adams moved that when the Senate adjourns it adjourn to reconvene at 8:00 o'clock P. M., this day.

Which was agreed to by a two-thirds vote and it was so ordered.

The question was put on the adoption of the foregoing amendment offered by Senator Smith (29th) to House Committee Substitute for Senate Bill No. 130.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Clarke, Gillis, Gomez, McArthur, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—26.

Nays—Senators Futch, Holland, Lewis, Lundy, McKenzie, Raulerson, Rose—7.

Which was agreed to and the amendment was adopted.

Senator Parrish moved that House Committee Substitute for Senate Bill No. 130, as amended, be informally passed, retaining its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 5:36 o'clock P. M., until 8:00 o'clock P. M., this day.

## EVENING SESSION

The Senate reconvened at 8:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:



Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner,—33.

A quorum present.

By permission the following reports of committees were received:

#### REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 777:

A bill to be entitled An Act providing for an election board in all Counties of the State having a population of more than 150,000 persons according to the last preceding State or Federal Census; prescribing the personnel and compensation of said Board; prescribing the duties, powers and authority of said Board.

Amendment No. 1:

In Section 2, line 4, (typewritten bill) strike out the words: "the Chairman of the Board of Public Instruction" and insert in lieu thereof the following: "the Supervisor of Registration."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,  
Chairman of Committee.

And Senate Bill No. 777, contained in the above report, was certified to the House of Representatives.

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 123:

A bill to be entitled An Act regulating the allowance of the exemption of homesteads from taxation, and prescribing the duties of County and City Officials and taxpayers with reference thereto.

Have carefully examined same, and find same correctly engrossed according to report of Conference Committee as follows:

We recommend that the House amend Section 2 of its Amendment No. 1 by striking out the word "home" in the 11th line of said section 2, and insert in lieu thereof the word "homestead," and that the House amend Section 8 of its Amendment No. 1, by striking out the words "the proceedings necessary to require the said Tax Assessor and the Board of County Commissioners to grant such exemption," beginning at line 43 of said Section 8, and insert in lieu thereof: "a proceeding against the Assessor for a declaratory decree as is provided for other matters by Chapter 7857, Laws of Florida, 1919, and acts amendatory or in revision thereof, or by other appropriate proceedings, and providing that the failure of the taxpayer to appear before the assessor or board of county commissioners or to file any paper other than provided for by Section 4 hereof, shall not constitute any bar or defense to said proceedings."

We further recommend that the Senate concur in House Amendment No. 2 to House Amendment No. 1, by inserting a comma after the word "benefits" and before the word "up" in line 10 of Section 2 of said House Amendment No. 1.

We further recommend that the Senate concur in House amendment No. 3 to House Amendment No. 1, by striking out the word "such" in line 28 of Section 2 of said Amendment

No. 1, and inserting the words "single parcel of real" in lieu thereof.

And we further recommend that the Senate concur in House Amendment No. 1 to Senate Bill No. 123 as so amended.

We beg leave to report that, after full and free conference, that the vote upon each of said recommendations herein contained was unanimous.

Therefore, we as members of the Conference upon the part of the Florida State Senate and the House of Representatives respectfully recommend that both bodies do concur in the recommendations of the Committee contained herein.

And return same herewith.

Very respectfully,

J. W. TURNER,  
Chairman of Committee.

And Senate Bill No. 123, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 149:

A bill to be entitled An Act to amend Chapter 12110, Acts of 1927, Laws of Florida, entitled "An Act to exempt Disabled Veterans of the World War and Spanish-American War from the payment of an occupation tax in the State of Florida, and to provide the manner in which such exemption shall be allowed" as amended by Chapter 13876, Acts of 1929, Laws of Florida, and as further amended by Chapter 16299, Acts of 1933, Laws of Florida.

Amendment No. 1:

At the end of Section 1 add the following: "Provided, however, that in no event under this or any other law shall any person, veteran or otherwise, be allowed any exemption whatsoever from the payment of any amount required by law for the issuance of a license to sell intoxicating liquors, malt and vinous beverages; or for the operation of any slot machine, punch board or any other gaming or gambling device."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,  
Chairman of Committee.

And Senate Bill No. 149, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment), after third reading—

Senate Bill No. 849:

A bill to be entitled An Act relating to Cities and Towns and providing that certain districts with taxing power may be consolidated with cities and towns when their boundaries coincide, or approximately coincide, and the personnel of the governing body of the district is the same as the personnel of the governing body of such city or town, and outlining the procedure for such consolidation, and defining the powers and duties of such town or city after such consolidation and merger, and providing for the issuance of refunding bonds to refund any outstanding bonds of such district or town or city, or of a previous town or city of which such town or city consolidating with a district is successor, and declaring the status of such refunding bonds when issued.

Amendment No. 1:

In Section 6 at the end of Section add the following: "providing however, that nothing herein contained shall be construed to repeal any of the provisions of Senate Bill 639 adopted at this 1935 session of the Legislature."



Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 849, contained in the above report, was certified to the House of Representatives.

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

Senate Bill No. 790:

A bill to be entitled An Act requiring all members of election boards in all the Cities and Towns of the State of Florida, whether under the provisions of General Law or Special Charter, and whose members are not elected by the people, to be elected by the people; and providing the method and mode of election; and providing for the terms of office of said members of said election boards.

Amendment No. 1:

In Section 1, line 2, (typewritten bill) after the word "the" and before the word "election" insert "general, primary and special"

Amendment No. 2:

In Section 1, line 3 (typewritten bill) after the word "towns," strike out the comma.

Amendment No. 3:

In Section 1, line 4, (typewritten bill) after the word "where" and before the word "under," insert a comma.

Amendment No. 4:

In Section 1, line 6, (typewritten bill) strike out the word: "election" and insert in lieu thereof the following: "selection"

Amendment No. 5:

In Section 1, line 6, (typewritten bill) after the word "provided" insert a comma.

Amendment No. 6:

In section 1, line 7 (typewritten bill) after the word "general" insert the words "or primary"

Amendment No. 7:

In Section 1, line 11, (typewritten bill), strike out the words: "the next regular election to be held in said cities and towns" and insert in lieu thereof the following: "the passage and approval of this Act."

Amendment No. 8:

In Section 2, (typewritten bill) strike out the entire section and insert in lieu thereof the following:

"Section 2. All members of Boards of Elections in the cities and towns in the State of Florida shall be elected by the qualified electors thereof and the terms of office of the members of said Election Boards shall be for the period as hereafter fixed. The governing body of each city and town in the State of Florida where under any law whatsoever elections are now controlled and held under the supervision of an election board, shall make provision for the nomination and election at each regular municipal primary and general election to be held in said cities and towns for the election of the members of such board as now constituted, the majority of which shall be elected for a period of four years and the remainder of whom shall be elected for a period of two years. When the term of office of those elected for a period of two years shall have expired, their successors shall be chosen and their term of office shall be for a period of four years so that a majority of the members of said election board shall be elected at one election and the remainder shall be elected at the next election so that the term of office of each member shall be four years."

Amendment No. 9:

At end of Section 5, (typewritten bill) add: "Nothing herein contained shall apply to any municipality created under and pursuant to Section 9. Article 8 of the Constitution of

the State of Florida adopted at the General Election of the year 1934."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 790, contained in the above report, was certified to the House of Representatives.

House Bill No. 348:

A bill to be entitled An Act amending Section 5011 of the Revised General Statutes of Florida, relating to the limitation of prosecutions in criminal actions.

Was taken up and read the second time in full.

Senator Gillis moved that the rules be waived and House Bill No. 348 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 348 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Futch, Gillis, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—26.

Nays—Senator Gomez—1.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 669:

A bill to be entitled An Act to amend Section 425 Revised General Statutes of Florida, 1920 (being Section 491 Compiled General Laws of Florida, 1927), relating to penalty for failure to allow inspection of public records.

Was taken up and read the second time in full.

Senator Gillis moved that the rules be waived and House Bill No. 669 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 669 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Clarke, Gillis, Gomez, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shivers, Sikes, Tervin, Tillman, Touchton, Turner—25.

Nays—Senators Futch, Holland, Rose, Shelley, Smith (29)—5.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 782:

A bill to be entitled An Act to repeal Sections 691, 692, 693, 5377, of the Revised General Statutes of 1920, the same being Section 890, 891, 892, 7512, of the Compiled General Laws of 1927, the same being Chapter 7378, General Acts of 1917, relating to the inspection of hospitals, sanatoriums, public and private schools, nunneries, and houses of the Good Shepherd.

Was taken up and read the second time in full.

Senator Beall moved that the rules be waived and House Bill No. 782 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 782 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators, Adams, Bass, Beall, Black, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Nordman, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—26.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 347:

A bill to be entitled An Act to excuse and relieve members of grand juries from service in particular cases by reason of relationship, and relating to the effect of service in such cases.

Was taken up and read the second time in full.

Senator Gillis moved that the rules be waived and House Bill No. 347 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 347 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Clarke, Futch, Gillis, Gomez, Holland, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—26.

Nays—None

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 172:

A bill to be entitled An Act to amend Section 3830 of the Revised General Statutes of Florida relating to the time of taking effect of certain instruments filed for record.

Was taken up and read the second time in full.

The Committee on Judiciary "C" offered the following amendment to House Bill No. 172:

In the title of the Bill following the words Revised General Statutes of Florida, strike the rest of the title and insert in lieu thereof the following: of 1920, being the same as Section 1, Chapter 3592, Laws of Florida, Acts of 1885, relating to the transcription of certain instruments relating to real and personal property filed for record, the effect thereof and the time of taking effect thereof.

Senator Savage moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "C" also offered the following amendment to House Bill No. 172:

In Section 1, line 2 (typewritten bill) after the word Florida insert the following: of 1920, being the same as Section 1 of Chapter 3592, Laws of Florida, Acts of 1885,

Senator Savage moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "C" also offered the following amendment to House Bill No. 172:

In Section 1, line 6 (typewritten bill), after the word shall, strike the rest of the section and insert in lieu thereof the following: be deemed to be recorded from the time the same are filed with the officer whose duty it is to record the same and as so recorded and transcribed upon the record shall be notice to all persons.

Senator Savage moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Savage moved that the rules be waived and House Bill No. 172, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 172, as amended, was read the third time in full.

Upon the passage of the bill as amended the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McKenzie, MacWilliams, Mann, Nordman, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—27.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

House Joint Resolution No. 57:

A Joint Resolution proposing to amend Section 20 of Article III of the Constitution of the State of Florida providing that the Legislature shall not pass special or local laws in certain cases enumerated therein.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Section 20 of Article III of the Constitution of the State of Florida providing that the Legislature shall not pass special or local laws in certain cases enumerated therein be and the same is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of

Florida at the general election of Representatives to be held in 1936, for approval or rejection. Said Section 20 of Article III as amended shall read as follows:

"Section 20. The Legislature shall not pass special or local laws in any of the following enumerated cases; that is to say, regulating the jurisdiction and duties of any class of officers, except municipal officers, or for the punishment of crime or misdemeanor; regulating the practice of courts of justice, except municipal courts; providing for changing venue of civil and criminal cases; granting divorces; changing the names of persons; vacating roads, summoning and empanelling grand and petit juries, and providing for their compensation; for assessment and collection of taxes for state and county purposes; for opening and conducting elections for state and county officers, and for designating the places of voting; for the sale of real estate belonging to minors, estates of decedents and of persons laboring under legal disabilities; giving effect to informal or invalid deeds or wills; legitimizing children; providing for the adoption of children; relieving minors from legal disabilities; for the establishment of ferries; and establishing the rates of the fees of officers of the state and county; provided, however, the disposal and use of fees and excess earnings and the amount and payment of salaries or compensation of officers of any county of the State of Florida may be regulated by special or local laws, but subsequent to January 1, 1941, no change by special or local law shall be made in the salary of any county officer that will be effective during the term for which elected, and nothing in this Section contained shall supersede or in any way affect Section 9 of Article VIII of the Constitution of Florida."

Was taken up and read the second time in full and placed on the Calendar of Bills on third reading.

House Bill No. 122:

A bill to be entitled An Act to provide for the conservation of shrimp and prawn in certain waters of the Gulf of Mexico and its tributaries within the jurisdiction of the State of Florida; prohibiting the catching and taking of shrimp and prawn in said waters during stated seasons and providing penalties for the violation thereof; and providing for the enforcement of the provisions of law by all Conservation Officers of the State of Florida.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 122 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 122 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 633:

A bill to be entitled An Act to make unlawful the use in the taking of menhaden fish in any of the waters of the State of Florida any purse-seine, purse-gill-net, shrimp net, pound net, or any other net, seine or other device having less than a seven-eighths inch bar, and to provide penalties for the violation of this Act.

Was taken up and read the second time in full.

Senator McArthur moved that the rules be waived and House Bill No. 633 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 633 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 90:

A bill to be entitled An Act regulating the taking, killing or possession of Migratory Game Birds in certain coastal counties bordering on the Gulf of Mexico in the State of Florida; and providing penalties for the violation thereof; and repealing conflicting laws.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 90 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 90 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, MacWilliams, Mann, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 503:

A bill to be entitled An Act to amend Section 7 of Chapter 10123, Laws of Florida, Acts of 1925, relating to and fixing the license to be paid by wholesale and retail fish dealers in the State of Florida.

Was taken up and read the second time in full and placed on the Calendar of Bills on third reading.

House Bill No. 403 was taken up and the consideration of same was informally passed.

#### House Bill No. 649:

A bill to be entitled An Act to provide for the service of process in civil actions against non-resident motor vehicle owners and operators, for the designation by such owners and operators of the Secretary of State as their agent for the service of process, for the giving of notice to such non-resident motor vehicle owners and operators of the institution of suits against them, and prescribing the manner in which service of process shall be made in such suit and prescribing the manner in which proof of such service shall be made, and providing for the payment of a fee to be paid to the Secretary of State for his service in connection therewith, and for the repeal of all laws, or parts of laws, in conflict herewith.

Was taken up and read the second time in full.

Senator Tillman moved that the rules be waived and House Bill No. 649 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 649 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Tervin, Tillman, Touchton, Turner—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 749:

A bill to be entitled An Act authorizing the creation of municipal tax adjustment boards, prescribing their powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise taxes and special assessments.

Was taken up and read the second time in full.

Senator Tillman moved that the rules be waived and House Bill No. 749 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 749 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Tervin, Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 284:

A bill to be entitled An Act to provide for and maintain the Dade Memorial Park, and to make appropriation therefor.

Was taken up and read the second time in full.

The Committee on Appropriations offered the following amendment to House Bill No. 284:

In Section 1, line 7 (typewritten bill), strike out the words: "Four Thousand" and the figures "\$4000.00" and insert in lieu thereof the following: the words "Eighteen Hundred" and the figures "\$1800.00"

Senator Futch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Futch moved that the rules be waived and House Bill No. 284, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 284, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Black, Futch, Gillis, Gomez, Holland, Lundy, McKenzie, Nordman, Parrish, Rose, Savage, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—21

Nays—Senators Bass, Beacham, Clarke, McArthur, Mann, Parker, Raulerson, Shelley—8.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 476:

A bill to be entitled An Act to authorize and empower Boards of County Commissioners to act as a Board of Adjustment in settling and adjusting delinquent Drainage Tax liens in Drainage District created and established in their respective counties of Florida under authority of Section 1734 et seq Revised General Statutes of Florida, 1920, being Section 2785 et seq Compiled General Laws of Florida, 1927.

Was taken up and read the second time in full.

Senator Tervin moved that the rules be waived and House Bill No. 476 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 476 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Tervin, Tillman, Touchton, Turner—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### House Bill No. 296:

A bill to be entitled An Act providing that taxes levied by any county, district or municipality in the State of Florida for the payment of interest and for a sinking fund on bonds or for the payment of any other past due obligation of such county, district or municipality, may be paid in said bonds, the past due interest coupons of said bonds or the said other past due obligations at par which the said taxes have been, may or shall be levied to pay, and providing for the tax collectors or other officers receiving such bonds, interest coupons and/or other obligations to have proper credit therefor.

Was taken up and read the second time in full.

The Committee on Finance & Taxation offered the following amendment to House Bill No. 296:

Add Section 4 (a) as follows:

Section 4 (a) That the Clerks of the Circuit Courts are hereby authorized, empowered and directed to accept at par any and all bonds, certificates of indebtedness and past due interest on the same of any legally abolished municipality, lying wholly or in part within such county or counties in payment, cancellation and satisfaction of any tax sale certificates and/or delinquent taxes held by the State or County against lands in such County or Counties. That any and all such bonds, certificates of indebtedness or past due interest thereon or evidence of debt of any such legally abolished municipality when received by any such Clerk shall be cancelled as by this Act provided. No bonds, certificates of indebtedness, past due interest of other evidence of debt shall be accepted by any Clerk as herein provided unless and until that portion of any such delinquent tax or tax sale certificate going to the State of Florida shall have been paid in cash by the person or persons presenting such bonds, certificates of indebtedness, past due interest or other evidence of debt as herein provided.

Senator Rose moved the adoption of the amendment.  
Which was agreed to and the amendment was adopted.

Senator Shivers moved that the rules be waived and House Bill No. 296, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 296, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Tervin, Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1035:

A bill to be entitled An Act assenting to and accepting the provisions of An Act of Congress approved July 11, A. D. 1916, and all amendments thereto, the same being entitled "An Act to provide that the United States government shall aid the States in the construction of rural post roads, and for other purposes," and providing for the apportionment and appropriation of funds to meet the same.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1035 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1035 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Tervin, Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1039:

A bill to be entitled An Act relating to the dedication of certain roads to the public.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1039 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1039 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1041:

A bill to be entitled An Act to authorize the State Road Department of Florida to provide certain moneys in the annual budget for certain purposes.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1041 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1041 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of Senate was ordered certified to the House of Representatives.

House Bill No. 1037:

A bill to be entitled An Act providing for the cancellation of certain liens for taxes held and owned by the State of Florida against certain lands in this State.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1037 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1037 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1036:

A bill to be entitled An Act authorizing and empowering the State Road Department of Florida to purchase, sell, lease and convey certain real property.

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1036 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1036 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1042:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 15024, Acts of 1931, entitled, "An Act to authorize the State Road Department of the State of Florida to grant franchises for the construction of toll bridges, viaducts, roads, fills, trestle structures and approaches thereto and for the use of the same by the persons to whom such franchises are granted, their successors and assigns; and to authorize the State Road Department to lease or purchase under certain conditions any toll bridges, viaducts, roads, fills or trestles with the approaches thereto when it may be practicable and advisable to lease such structures in connection with the highway system of the State of Florida; and to provide that the contracts for such franchises and constructions shall contain an option to be exercised by the State Road Department to purchase such structures after a period of thirty years under such terms and

conditions as may be named in the original franchises granted by the State Road Department."

Was taken up and read the second time in full.

Senator Shelley moved that the rules be waived and House Bill No. 1042 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1042 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis Gomez, Holland, Lundy, McArthur, McKenzie, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Turner—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 1038, out of its order, at this time.

Which was agreed to.

House Bill No. 1038:

A bill to be entitled An Act to amend Section 1 of Chapter 6883, Acts of 1915, entitled, "State Road Department created; members; terms of office; vacancies; organization; Chairman; secretary; salaries, expenses; disbursements; duties of chairman; headquarters; bond of chairman; seal of department; duties of secretary; meetings," as amended by Section 1 of Chapter 7328, Acts of 1917, as amended by Section 1, Chapter 7900, Acts of 1919, as amended by Section 1 of Chapter 11335, Acts of 1925, Extra Session, as amended by Section 1 of Chapter 15720, Acts of 1931, Extra Session, as amended by Section 1 of Chapter 15859, Acts of 1933; and also to amend Section 3 of said Chapter 6883, Acts of 1915, as amended by Section 3 of said Chapter 7328, Acts of 1917, as amended by Section 3 of said Chapter 7900, Acts of 1919.

Was taken up, having been read the second time in full this day.

Senator Beall offered the following amendment to House Bill No. 1038:

In Section one, line 44 (typewritten bill) strike out the words: "twelve hundred", and insert in lieu thereof the following: "six hundred".

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Adams moved that the rules be waived and House Bill No. 1038, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1038, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Holland, McArthur, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton—29.

Nays—Senators Futch, Turner—2.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 427 was taken up and the consideration of same was informally passed.

House Bill No. 267:

A bill to be entitled An Act dividing the State of Florida into five (5) Congressional Districts and prescribing and setting forth the territorial limits and boundaries of each district.

Was taken up and read the second time in full.

Senator Pannill offered the following amendment to House Bill No. 267:

In Section 6, (typewritten bill) strike out the words: "Citrus" and "Hernando".

Senator Pannill moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pannill also offered the following amendment to House Bill No. 267:

In Section 2 (typewritten bill) after the word "Polk" insert the following: "Citrus" and "Hernando"

Senator Pannill moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Adams moved that the rules be waived and the further consideration of House Bill No. 267, as amended, be informally passed, the bill remaining on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator MacWilliams withdrew Senate Bill No. 285.

House Bill No. 646:

A bill to be entitled An Act authorizing and empowering County Boards of Public Instruction in the State of Florida to invest sinking funds collected to retire bonds of special tax school districts in United States Government bonds or bonds guaranteed by United States, and being cumulative of the powers contained in Section 15 of Chapter 6542, Laws of Florida, Acts of 1913, as amended by Chapter 6967, Laws of Florida, Acts of 1915, relating to the subject matter hereof.

Was taken up and read the second time in full.

Senator Butler moved that the rules be waived and House Bill No. 646 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 646 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—32.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent, Senator Holland withdrew Senate Bill No. 480.

By unanimous consent Senator Savage withdrew Senate Bill No. 686.

House Bill No. 814 was taken up and the consideration of same was informally passed.

House Bill No. 787:

A bill to be entitled An Act to amend Chapter 10234, Acts of 1925, same being Section 264, Compiled General Laws of Florida, of 1927, relating to registration books in Counties having the population of not less than 50,000 nor more than 65,000 according to the Federal census of 1930; and relating further to the compensation of Supervisors of Registration in such counties.

Was taken up.

Senator Sikes moved that the rules be waived and House Bill No. 787 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 787 was read the second time by title only.

Senator Sikes offered the following amendment to House Bill No. 787:

In Section 1, line 19 (typewritten bill), strike out the words: twenty-four and insert in lieu thereof the following: thirty-six.

Senator Sikes moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sikes moved that the rules be further waived and House Bill No. 787, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 787, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Touchton moved that House Bill No. 970 be indefinitely postponed.

Which was agreed to and House Bill No. 970 was indefinitely postponed.

House Bill No. 966:

A bill to be entitled An Act authorizing the Board of Public Instruction of Sumter County, Florida, to fix the compensation of the members of the Board of Public Instruction and repealing all laws in conflict herewith.

Was taken up.

Senator Touchton moved that the rules be waived and House Bill No. 966 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 966 was read the second time by title only.

Senator Touchton offered the following amendment to House Bill No. 966:

In Section 1, line 9 (typewritten bill) strike out the words: "one hundred " and the figures "100.00" and insert in lieu thereof the following: "forty" and the figures "40.00".

Senator Touchton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Touchton moved that the rules be further waived and House Bill No. 966, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 966, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

House Bills Nos. 1094, 1137, 1149, 765, 1071, 1111 and 1163 were taken up and the consideration of same was informally passed.

House Bill No. 1104:

A bill to be entitled An Act to provide for the distribution and disposition of funds that may be received by Hamilton County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, commonly known as race track funds, and providing for a portion of said funds to be distributed to the Board of Public Instruction of Hamilton County, Florida.

Was taken up.

Senator Adams moved that the rules be waived and House Bill No. 1104 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1104 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 1104 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1104 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman,

Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 1145:

A bill to be entitled An Act providing that in all Counties of the State of Florida having a population of not less than 2750 and not more than 2800, according to the Federal census of 1930 that the bond portion of taxes may be paid by the use of bonds and delinquent interest coupons.

Was taken up.

Senator Murphy moved that the rules be waived and House Bill No. 1145 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1145 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1145 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1145 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beall asked unanimous consent of the Senate to take up and consider Senate Bill No. 414, out of its order, at this time.

Which was agreed to.

Senate Bill No. 414:

A bill to be entitled An Act regulating traffic upon all of the public highways of the State of Florida, and all streets of each municipality, city or town of the State of Florida, and making certain requirements as to equipment of and condition of all motor vehicles operated thereon and providing for an inspection and examination of all such motor vehicles operated thereon to ascertain whether same are properly equipped and in safe operating condition, by the employees or patrolmen of the department of State Police, or by the Sheriffs of the respective counties of the State when directed so to do by the Chief of the Department of State Police; and to provide for the enforcement of this Act, and to make it unlawful to violate any provision of same; and to provide for a fee for the inspection of such motor vehicles and for the disposition of all fees so collected; and repealing Section 16 of Chapter 7275, Acts of 1917, contained in Section 1021 Revised General Statutes of 1920, also known as Section 1294 Compiled General Laws of Florida 1927.

Was taken up and read the third time in full.

By unanimous consent Senator Beall offered the following amendment to Senate Bill No. 414:

In (typewritten bill) at the end of the Title, add the following: "Providing that if there be no department of State Police, or Chief thereof, that all powers delegated to or imposed upon Department of State Police, or the Chief thereof, or employees thereof, be vested in the Motor Vehicle Commissioner, and the employees of said Commissioner respectively."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senators Beall and Gomez offered the following amendment to Senate Bill No. 414:

In (typewritten bill) add new section as follows: "Section 13 (a). Every vehicle, whether driven by machinery or drawn by horse or mule or ox, while being driven or operated on, or being upon any public highway in this State or the streets of any city therein, from sundown to sunrise, shall display upon such vehicle a light visible at least three hundred (300) feet."

Senator Beall moved the adoption of the amendment.



Which was agreed to and the amendment was adopted.

By unanimous consent Senator Beall offered the following amendment to Senate Bill No. 414:

In Section 8 between lines 5 and 6 of the Engrossed Bill, insert the following: "such vehicle so entering the State to inspection by the Chief of the State Department of Police, or some police employee of the Department of State Police, or said sheriff or his deputy when so designated by the Chief of the Department of State Police, and secure for".

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Beacham offered the following amendment to Senate Bill No. 414:

In Section 14, last line (typewritten bill), strike out the words: period, and insert in lieu thereof the following: ", the purposes set forth in Senate Bill No. 606 of Legislature of Florida, Session of 1935 or for the same purposes as may be set forth in any other bill of 1935 Legislative Session enacted into law providing for 'Old Age Pension Fund' or 'Old Age Pensions.'"

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Shelley offered the following amendment to Senate Bill No. 414:

In Section 1, line 20 (typewritten bill), strike out the period, insert comma and add the following provision, "Provided, that no semi-trailer or trailer weighing more than 1500 pounds unladen and used and operated in transporting or hauling logs, timber, naval stores, farm supplies or products and/or citrus products, upon the highways of the State of Florida, or any municipality, city or town thereof, or any trailer or semi-trailer used and operated as a house-car or tourist home shall be required to be equipped with brakes or so drawn and attached as to prevent the wheels of such semi-trailer or trailer from being deflected more than six inches from the path of the towing vehicle wheels.

Senator Shelley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending roll call, Senator Parker moved that the rules be waived and the further consideration of Senate Bill No. 414 be informally passed, the bill remaining on the Calendar of Bills on third reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 692, out of its order, at this time.

Which was agreed to.

Senate Bill No. 692:

A bill to be entitled An Act to amend, revise and/or reenact the act creating South Florida Conservancy District, formerly Palm Beach Drainage and Highway District, entitled: "An Act creating Palm Beach Drainage and Highway District; to maintain and operate said drainage and highway district in this State and define its boundaries; to create a board of supervisors for said district, and to define its powers; authorizing the construction of hard surfaced roadways and other roadways, canals, ditches, drains, dikes, reservoirs and other works for the reclamation, improvement, convenience and benefit of the lands embraced in said district, and to levy assessments of taxes upon the lands in such district, and to provide for the collection of the same, and the sale of lands to enforce the collection of such assessments, and to authorize the board of supervisors of this said district to borrow money, to issue bonds, notes, warrants and evidences of indebtedness and deposit of the same; to procure money to carry out the provisions of this act, and prevent injury to any works constructed under this Act, and to provide penalty for the violation of such provisions," same being Chapter 7975, Laws of Florida, 1919, approved June 10, A. D 1919; as amended by Chapter 8899, Laws of Florida, 1921, as amended by Chapter 11015, Laws of Florida, 1925; and as amended by Chapter 12115, Laws of Florida, 1927, approved May 25, 1927; and as amended by Chapter 12116, Laws of Florida, 1927, approved June 6, 1927, said last mentioned amendment changing the name of said district from Palm Beach Drainage and Highway district to South Florida Conservancy District; as amended by Chapter 13802, Laws of Florida, 1929, as amended

by Chapter 16177, Laws of Florida, 1933; to authorize the issuance of refunding bonds by said district and defining the procedure thereof; and validating the Acts and contracts made by and with said board of supervisors; definitely fixing the boundaries of said District; assessing benefits and levying acreage taxes for 1935 and subsequent years, and providing for the collection of same; and to enact and incorporate into one act all of the acts and amendments affecting said South Florida Conservancy District, its officers, rights, powers and duties.

Was taken up.

Senator Beacham moved that the rules be waived and Senate Bill No. 692 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 692 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 692 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 692 was read the third in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith ((29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Tervin withdrew Senate Bill No. 368.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 693, out of its order, at this time.

Which was agreed to.

Senate Bill No. 693:

A bill to be entitled An Act to amend Chapter 14717, Acts of the Legislature of Florida, 1931, same being a revision of all laws relating to Everglades Drainage District, and particularly Sections 2, 53, 54 and 56 thereof; providing for qualifications of general manager; permitting the payment of taxes appearing on the tax rolls for the years 1935 and 1936 without requiring payment of other taxes; regulating duties of tax collectors; regulating the publication of notice of delinquent tax sales; authorizing the Board of Commissioners to administer fire funds; and declaring Everglades Drainage District taxes to be special assessments for benefits.

Was taken up.

Senator Beacham moved that the rules be waived and Senate Bill No. 693 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 693 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 693 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 693 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 696, out of its order, at this time.

Which was agreed to.

Senate Bill No. 696:

A bill to be entitled An Act providing for the extension of the time for redemption of tax liens held by drainage or sub-drainage districts; fixing the amount to be paid upon redemption; providing the method for the payment thereof and authorizing the use of bonds and/or matured interest coupons or other obligations of such districts in making such redemption.

Was taken up.

Senator Beacham moved that the rules be waived and Senate Bill No. 696 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 696 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 696 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 696 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 808, out of its order, at this time.

Which was agreed to.

Senate Bill No. 808:

A bill to be entitled An Act authorizing the Governor to or-

der an audit of drainage, navigation, improvement, canal or other special taxing districts to be made by the State Auditing Department; providing that copies of such audit shall be delivered to the Governor and to the Board of Commissioners or other governing body of any such district so audited; and providing for the examination of witnesses under oath and prescribing certain penalties.

Was taken up.

Senator Beacham moved that the rules be waived and Senate Bill No. 808 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 808 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 808 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote:

And Senate Bill No. 808 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—34.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Parker moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 9:54 o'clock P. M. until 11:00 o'clock A. M. Tuesday, May 21, 1935.